

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, June 6, 2016**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:01 p.m. on Monday, **June 6, 2016**, with Councillor Lewis presiding.

Councillor Evans recognized Pastor Chris Roberts, who led the opening prayer. He then recognized friend David Lewis, who invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

23 PRESENT: Adamson, Clay, Coats, Evans, Fanning, Freeman, Gray, Holliday, Jackson, Johnson, Kreider, Lewis, Mascari, McHenry, McQuillen, Miller, Oliver, Osili, Pfisterer, Ray, Robinson, Sandlin, Scales
2 ABSENT: Cordi, Simpson

A quorum of twenty-three members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Oliver recognized John Griffin, building trades. Councillor Evans recognized Andy Shrader, legislative director of CWA4900 union. Councillor Miller recognized his son Gabriel.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE
COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND
MARION COUNTY, INDIANA

Journal of the City-County Council

Ladies And Gentlemen :

You are hereby notified the REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, **June 6, 2016**, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Maggie A. Lewis
President, City-County Council

May 5, 2016

TO PRESIDENT LEWIS AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the *Court & Commercial Record* and in the *Indianapolis Star* on Monday, May 9, 2016 a copy of a Notice of Public Hearing on Proposal No. 194, 2016, said hearing to be held on May 19, 2016 at 5:30 p.m. in Room 260 of the City-County Building, and on Proposal Nos. 178 and 180, 2016, said hearing to be held on Monday, June 6, 2016, at 7:00 p.m. in the City-County Building.

Respectfully,
s/NaTrina DeBow
Clerk of the City-County Council

May 12, 2016

TO PRESIDENT LEWIS AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the *Court & Commercial Record* and in the *Indianapolis Star* on Monday, May 16, 2016 a copy of a Notice of Satisfaction of Requirements established in General Ordinance No. 36, 2011.

Respectfully,
s/NaTrina DeBow
Clerk of the City-County Council

June 2, 2016

TO PRESIDENT LEWIS AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the *Court & Commercial Record* and in the *Indianapolis Star* on Monday, June 6, 2016 a copy of a Notice of Public Hearing regarding a BlueIndy franchise agreement, said hearing to be held on Thursday, June 16, 2016, at 7:00 p.m. in the City-County Building.

Respectfully,
s/NaTrina DeBow
Clerk of the City-County Council

May 31, 2016

TO PRESIDENT LEWIS AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have approved with my signature and delivered this day to the Clerk of the City-County Council, NaTrina DeBow, the following ordinances:

FISCAL ORDINANCE NO. 9, 2016 – approves an additional appropriation of \$275,000 in the 2016 Budget of the Marion County Public Defender Agency (County General Fund) to cover expenses

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associated with the Richmond Hill explosion case and other capital cases, offset by a reimbursement from the Indiana Public Defender Commission

FISCAL ORDINANCE NO. 10, 2016 – appropriates \$50,000 in the 2016 Budget of the Department of Public Safety, Indianapolis Metropolitan Police Department (IMPD General Fund) for recruiting efforts

GENERAL ORDINANCE NO. 16, 2016 – amends the Code to add a new chapter establishing the Indianapolis-Marion County public art for neighborhoods program

GENERAL ORDINANCE NO. 17, 2016 – amends the Code to establish a community cat program, for additional requirements related to the care and treatment of animals, to clarify when an animal is at large, to clarify rabies vaccination requirements, and to update terminology and make other technical changes

GENERAL ORDINANCE NO. 18, 2016 – prohibits the operation of Unmanned Aircraft Systems at certain locations and at certain times

GENERAL ORDINANCE NO. 19, 2016 – authorizes the removal of the bus stop at Alabama and Ohio Streets to allow for additional metered parking (District 11)

SPECIAL ORDINANCE NO. 1, 2016 – authorizes a referendum on the November 2016 ballot on new funding for public transportation in Marion County

GENERAL RESOLUTION NO. 3, 2016 – designates the alleyway west of Allegheny Street, from Michigan Street to Lockerbie Street, as the Spurr Memorial Way

SPECIAL RESOLUTION NO. 16, 2016 – recognizes Operation: Job Ready Veterans

SPECIAL RESOLUTION NO. 17, 2016 – celebrates the 30th Anniversary of the Indianapolis Children's Choir

SPECIAL RESOLUTION NO. 18, 2016 – celebrates the 100th running of the Indianapolis 500

SPECIAL RESOLUTION NO. 19, 2016 - recognizes the 2016 IHSAA 2A Basketball Semi-State Champion and State Championship Runner-Up Thomas Carr Howe Community High School

s/Joseph H. Hogsett, Mayor

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF THE JOURNAL

The President called for additions or corrections to the Journals of May 9, 2016. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS

PROPOSAL NO. 224, 2016. The proposal, sponsored by Councillor Freeman, recognizes the outstanding work of Sergeant Matt Morgan, Sergeant Dawn Higgins, Officer Robert Love and Detective Mark Rutter. Councillor Freeman read the proposal and presented copies of the document and Council pins to representatives. Councillor Freeman moved, seconded by Councillor McQuillen, for adoption. Proposal No. 224, 2016 was adopted by a unanimous voice vote.

Proposal No. 224, 2016 was retitled SPECIAL RESOLUTION NO. 21, 2016, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 21, 2016

A SPECIAL RESOLUTION recognizing the outstanding work of Sergeant Matt Morgan, Sergeant Dawn Higgins, Officer Robert Love and Detective Mark Rutter.

WHEREAS, on April 14, 2016, Sgts. Morgan and Higgins, Officer Love and Detective Rutter, among others, captured an armed bank robbery suspect, recovered valuable evidence and prevented a crime wave; and

WHEREAS, a robbery occurred at the Wannamaker Chase Bank Branch while Sgt. Morgan was in the area. He noticed a man running from the bank carrying a bag and attempted to stop the man as he ran to a getaway car parked nearby; and

WHEREAS, upon stopping the vehicle, Sgt. Morgan noticed that the original suspect did not appear to be in the vehicle, but a bank teller identified an occupant of the vehicle as someone who had possibly robbed the bank in December, 2015. Sgt. Morgan immediately requested a perimeter around the area where the suspect was originally spotted; and

WHEREAS, with a helicopter and canines deployed, several MSE dayshift officers, including Sgt. Higgins and Officer Love, flooded the area and quickly found the stolen money in a trash container and some scattered through the area; and

WHEREAS, after being informed by neighbors that the suspect was seen running through the neighborhood and discarding his outer clothing, Sgt. Higgins singlehandedly captured the suspect and Detective Rutter brought the bank teller to the scene; she identified the suspect as the person who had robbed the bank, holding her at gun point, confirmed by the bank's surveillance; and

WHEREAS, a ballistic canine was brought to the scene in an attempt to recover the firearm. After hours of the canine's unsuccessful searching, Officer Love continued the search in fear that an unsuspecting neighbor or child may discover it. He later found the firearm secluded behind a cinder block near a storage shed, loaded with several live rounds including one in the chamber; and

WHEREAS, through Detective Rutter's diligence and hard work in taking charge of the investigation, it appears that it will assist in solving several unrelated violent crimes; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council proudly recognizes Sergeant Matt Morgan, Sergeant Dawn Higgins, Officer Robert Love and Detective Mark Rutter for their outstanding work in ridding the streets of these dangerous violent criminals.

SECTION 2. The Council commends these officers for professional conduct and diligence in keeping our neighborhoods and city streets safe.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 225, 2016. The proposal, sponsored by Councillors Lewis, Robinson, Adamson, Miller and McQuillen, recognizes June as National Safety Month. Councillor Robinson read the proposal and presented representatives with copies of the document and Council pins. David Lewis, director of legislative affairs for AT&T, thanked the Council for the recognition. Councillor Robinson moved, seconded by Councillor McQuillen, for adoption. Proposal No. 225, 2016 was adopted by a unanimous voice vote.

Proposal No. 225, 2016 was retitled SPECIAL RESOLUTION NO. 22, 2016, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 22, 2016

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A SPECIAL RESOLUTION recognizing the month of June as National Internet Safety Month.

WHEREAS, the City-County Council holds the health, safety and quality of life of its residents as chief concerns; and

WHEREAS, the Council recognizes that the Internet has become an essential tool allowing a better connection with family and friends, a more efficient work environment and a better management of everyday lives; and

WHEREAS, the Council understands that with these benefits, also comes potential new risks to confidential information and privacy; and

WHEREAS, according to a recent national study, parents claim to be more informed about their teens' online activities than teens believe them to be; and

WHEREAS, 43% of teens state that they have posted something online that they later regretted, and older adults often do not participate online due to distrust of the Internet because of questionable content or online actors; and

WHEREAS, the Council recognizes that people of all ages should know how to protect their private accounts and information; and

WHEREAS, the United States Congress has designated June as National Internet Safety Month; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council does hereby proclaim the month of June, 2016 as: "Internet Safety Month."

SECTION 2. The Council encourages the City of Indianapolis and Marion County to recognize the importance of Internet Safety for all users and to observe this month with activities, events and/or educational training that will increase knowledge and awareness of Internet Safety.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 226, 2016. The proposal, sponsored by Councillor Gray, recognizes Addison T. Simpson for his years of service in the community. Councillor Gray read the proposal and presented Mr. Simpson with a copy of the document and a Council pin. Mr. Simpson thanked the Council for the recognition. Councillor Gray moved, seconded by Councillor Jackson, for adoption. Proposal No. 226, 2016 was adopted by a unanimous voice vote.

Proposal No. 226, 2016 was retitled SPECIAL RESOLUTION NO. 23, 2016, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 23, 2016

A SPECIAL RESOLUTION recognizing Addison T. "Burr" Simpson for his years of service in the community.

WHEREAS, Addison T. "Burr" Simpson, though retired, has remained very active. He has been united in holy matrimony to Nellie for 42 years, and they have two children, Addison T. and Shayla T.; and

WHEREAS, Addison is a graduate of Cardinal Ritter High School in 1969, where he became President of his Sophomore and Junior class. He attended Martin University and received his Bachelor of Science degree in Public Administration; and

WHEREAS, for over 25 years, Addison worked in Indiana State Government with 15 years' experience on the Executive Staff of Governors Evan Bayh and Frank O'Bannon, where he was Executive Assistant for the Department of Transportation, BMV, State Fair, Hoosier Lottery, Civil Rights and Minority Business to. He also served as Director of

Government Affairs, Communication and Community Affairs for the State of Indiana and the Corporate Contract Segment through-out the U. S. from 2005-2011 for United Water; and

WHEREAS, over the years, Addison had volunteered for many agencies, such as, Archdiocese Commission on Education; Metropolitan Zoning Board I; Martin Center Sickle Cell Board; and the Avondale Meadows YMCA Senior Advisory Board; and

WHEREAS, Addison has always been known for his work in the community. He is currently an active member of the PNC Bank Community Advisory Board, United Northeast CDC Board and the Meadows Community Foundation Board; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council proudly recognizes Addison T. Simpson for his significant contributions to the community.

SECTION 2. On behalf of the citizens of Indianapolis, the Council extends its appreciation and gratitude to Addison T. "Burr" Simpson, and encourages him to remain an active participant in the community.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 227, 2016. The proposal, sponsored by Councillors McQuillen and Coats, recognizes Susan Jordan for her unwavering commitment to the students of Amy Beverland Elementary School. Councillor McQuillen read the proposal and moved, seconded by Councillor Coats, for adoption. Proposal No. 227, 2016 was adopted by a unanimous voice vote.

Proposal No. 227, 2016 was retitled SPECIAL RESOLUTION NO. 24, 2016, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 24, 2016

A SPECIAL RESOLUTION recognizing Susan Jordan for her unwavering commitment to the students of Amy Beverland Elementary School.

WHEREAS, Susan Jordan received her Bachelor's and Master's degrees from the University of Evansville, and completed graduate studies at Purdue University in Gifted and Talented Education and coursework required for guidance counseling certification from Butler University, where she also received her administrator's license; and

WHEREAS, Ms. Jordan taught in Evansville prior to moving to Indianapolis, and after starting a family, she returned to teaching and serving in many capacities in the MSD of Lawrence Township beginning with teaching Physical Education in 1983 at Skiles Test Elementary; and

WHEREAS, after three years at Skiles Test, Ms. Jordan served as the district facilitator for the "Schools For the Future" Initiative during the 1986-1987 school year, then returned to teaching Physical Education at Brook Park Elementary; and

WHEREAS, in 1989, Ms. Jordan was appointed Home School Advisor at Amy Beverland Elementary and served as principal of Brook Park Elementary from 1992 to 1996. In the fall of 1996, she was appointed principal of Amy Beverland; and

WHEREAS, Ms. Jordan's guidance impacted students for over two decades at Amy Beverland, a Four Star School, where she built a culture of excellence and is referred to as a "legend" because of her tremendous leadership and professionalism; and:

WHEREAS, Ms. Jordan leaves to cherish her memory two daughters, Amy and Lisa, who are Lawrence Township alumni and who reside in Lawrence Township with their families; now, therefore:

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BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council proudly recognizes Susan Jordan as an amazing educator who had a remarkable way of making everyone she came in contact with feel valued and important.

SECTION 2. The Council commends Ms. Jordan for her daily display of love and dedication to her students, staff, and the entire Amy Beverland family and extends its sincere condolences to her family.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 228, 2016. The proposal, sponsored by Councillor Adamson, recognizes the harmful use of neonicotinoid pesticides, which are toxic to honey bees and other pollinators, and urges against their use. Councillor Adamson read the proposal and presented representatives with copies of the document and Council pins. Kate Fromsmen, Save the Bees Indiana, thanked the Council for the recognition. Councillor Adamson moved, seconded by Councillor Evans, for adoption. Proposal No. 228, 2016 was adopted by a unanimous voice vote.

Proposal No. 228, 2016 was retitled SPECIAL RESOLUTION NO. 25, 2016, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 25, 2016

PROPOSAL FOR A SPECIAL RESOLUTION on the use of neonicotinoid pesticides toxic to honey bees and other pollinators.

WHEREAS, neonicotinoid pesticides: imidacloprid, clothianidin, thiamethoxam, dinotefuran, acetamiprid, are neurotoxins that impact motor and locomotor activity, and are also associated with reproductive and mutagenic effects;

WHEREAS, the use of neonicotinoid pesticides is associated with lethal and sublethal effects on bees that impair bee foraging patterns, navigating and learning behavior, alter reproductive cycles, impair bee immune systems leading to increased susceptibility to pathogens and reduced colony survival;

WHEREAS, the loss of pollinators is alarmingly high, with annual losses of commercial honey bee colonies increasing by as much as 50 percent since 2006, along with the dramatic decline of other populations of wild bees and other pollinators;

WHEREAS, recognizing threats to pollinators concerns the entire food system, where pollination services provided by honey bees and other essential pollinators account for one in every three bites of food, responsible for the pollination of commodity crops such as almonds, apples, blueberries and many others, and contributing \$15 billion worth of services to U.S. agriculture;

WHEREAS, the use of neonicotinoid pesticides has been shown to poison birds as well as aquatic organisms;

WHEREAS, the systemic nature of neonicotinoid pesticides gives rise to chemical residues that persist in the environment, translocating through plants to remain in leaves, pollen and nectar, contaminating soil, impacting beneficial soil microorganisms, and contaminating water resources;

WHEREAS, evidence of neonicotinoid resistance among insect pests has been documented leading to resistant insect populations and an increased economic cost to control;

WHEREAS, regulatory approval was granted to neonicotinoid pesticides without adequate review of their impacts to pollinators;

WHEREAS, residential and commercial use of neonicotinoid and other hazardous pesticides on home gardens, public parks, schools, and other local and municipal areas pose unacceptable risk to bees and other pollinators; and,

WHEREAS, the use of hazardous pesticides is not necessary to create and maintain green lawns and landscapes, home or public gardens, or open spaces given the availability of viable alternatives practices and products; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City County Council urges city departments to refrain from using neonicotinoid products, or products containing neonicotinoid active ingredients.

SECTION 2. The City County Council urges city departments to only contract with commercial pest service providers or providers of landscape services that encourage pollinator populations and support pollinator services.

SECTION 3. The City County Council recognizes the importance of pollinators and their services, and will support efforts to educate the broader community about this resolution and encourage other entities and households to adopt a similar policy.

SECTION 4. The City County Council urges city departments to endorse efforts to suspend the neonicotinoids clothianidin and thiamethoxam until a proper scientific and regulatory review of the impacts to honey bees and other pollinators is completed.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Robinson reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 173, 176, and 177, 2016 on March 18, 2016. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 173, 2016. The proposal, sponsored by Councillors Robinson and Lewis, appoints Duane Ingram to the Citizens Police Complaint Board. PROPOSAL NO. 176, 2016. The proposal, sponsored by Councillors Robinson and Lewis, appoints Lynnea Redmon-Williams to the Reuben Engagement Center Board. PROPOSAL NO. 177, 2016. The proposal, sponsored by Councillors Robinson and Lewis, appoints Johnie Underwood to the Reuben Engagement Center Board. By 10-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Robinson moved, seconded by Councillor Adamson, for adoption. Proposal Nos. 173, 176 and 177, 2016 were adopted on the following roll call vote; viz:

23 YEAS: Adamson, Clay, Coats, Evans, Fanning, Freeman, Gray, Holliday, Jackson,
Johnson, Kreider, Lewis, Mascari, McHenry, McQuillen, Miller, Oliver, Osili, Pfisterer, Ray,
Robinson, Sandlin, Scales
0 NAYS:
2 ABSENT: Cordi, Simpson

Proposal No. 173, 2016 was retitled COUNCIL RESOLUTION NO. 78, 2016, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 78, 2016

A COUNCIL RESOLUTION appointing Duane Ingram to the Citizens Police Complaint Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Citizens Police Complaint Board, the Council appoints:

Duane Ingram

June 6, 2016

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2018. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 176, 2016 was retitled COUNCIL RESOLUTION NO. 79, 2016, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 79, 2016

A COUNCIL RESOLUTION appointing Lynnea Redmon-Williams to the Reuben Engagement Center Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Reuben Engagement Center Board, fulfilling the requirement of a professional service provider appointment, the Council appoints:

Lynnea Redmon-Williams

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2016. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 177, 2016 was retitled COUNCIL RESOLUTION NO. 80, 2016, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 80, 2016

A COUNCIL RESOLUTION appointing Johnie Underwood to the Reuben Engagement Center Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Reuben Engagement Center Board, fulfilling the requirement of a substance abuse/addiction professional appointment, the Council appoints:

Johnie Underwood

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2016. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

PROPOSAL NO. 179, 2016. Councillor Adamson reported that the Public Works Committee heard Proposal No. 179, 2016 on May 19, 2016. The proposal, sponsored by Councillor Adamson, appoints Jamar Cobb-Dennard to the Board of Public Works. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Adamson moved, seconded by Councillor Gray, for adoption. Proposal No. 179, 2016 was adopted on the following roll call vote; viz:

Proposal No. 179, 2016 was retitled COUNCIL RESOLUTION NO. 81, 2016, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 81, 2016

A COUNCIL RESOLUTION appointing Jamar Cobb-Dennard to the Board of Public Works.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Board of Public Works, the Council appoints:

Jamar Cobb-Dennard

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2016. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 205, 2016. Introduced by Councillor Osili. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Craig Von Deylen to the Metropolitan Board of Zoning Appeals, Division II"; and the President referred it to the Metropolitan and Economic Development Committee.

PROPOSAL NO. 206, 2016. Introduced by Councillor Lewis. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Tony Pearson to the Indianapolis City Market Corporation Board of Directors"; and the President referred it to the Metropolitan and Economic Development Committee.

PROPOSAL NO. 207, 2016. Introduced by Councillors Miller and Osili. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which restructures and renames the department of code enforcement and its divisions to improve efficiency and effectiveness"; and the President referred it to the Metropolitan and Economic Development Committee.

PROPOSAL NO. 208, 2016. Introduced by Councillor Lewis. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which corrects the term ending date for Jeffrey Catlett as an appointee to the Early Intervention Planning Council"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 209, 2016. Introduced by Councillor Lewis. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which corrects the term ending date for Louis Profeta as an appointee to the Indianapolis-Marion County Forensic Services Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 210, 2016. Introduced by Councillors Lewis and Robinson. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Jared Evans to the Marion County Community Corrections Advisory Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 211, 2016. Introduced by Councillors McQuillen and Robinson. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Adam Baker to the Citizens Police Complaint Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 212, 2016. Introduced by Councillors McQuillen and Robinson. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Anna Marie Spurgin to the Citizens Police Complaint Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 213, 2016. Introduced by Councillor Robinson. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves a transfer of \$350,000 in the 2016 Budget of the Marion Superior Court (County General Fund) to Character 03 to cover the cost of jurors, psychological evaluations and interpreters, funded by savings in Character 01"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 214, 2016. Introduced by Councillor Robinson. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves a transfer of \$10,800 in the 2016 Budget of the Marion County Circuit Court (County General Fund) and a corresponding additional appropriation of \$10,800 in the 2016 Budget of the Public Defender Agency (County General Fund) to cover the cost of public defense services in Paternity Court"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 215, 2016. Introduced by Councillor Pfisterer. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls at Jackson and Plainview Streets (District 15)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 216, 2016. Introduced by Councillor Miller. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes certain parking privileges and restrictions on the south side of Washington Street west of Alabama Street (District 16)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 217, 2016. Introduced by Councillor McHenry. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls on Eagle Valley Pass at Hunters Path and Saddle Barn West Drive (District 6)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 218, 2016. Introduced by Councillor Lewis. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls at Kiel Avenue and Ruskin Place West (District 10)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 219, 2016. Introduced by Councillor Adamson. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls at Dorman Street and Marlowe Avenue (District 17)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 220, 2016. Introduced by Councillor McHenry. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a speed limit reduction of 25 mph in the Eagle Creek Woods subdivision (District 6)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 221, 2016. Introduced by Councillors Adamson and Miller. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends Sec. 621-201(b) and 621-241 of the Code regarding parking meters and disbursements from the parking meter fund"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 222, 2016. Introduced by Councillor Johnson. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which confirms the mayor's appointment nomination of Anne Nobles to the City-County Ethics Commission"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 223, 2016. Introduced by Councillors Coats, Pfisterer and Kreider. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which transfers and appropriates additional amounts from the City Rainy Day Fund to the Department of Public Works for the maintenance and rehabilitation of local roads and streets and to the Fiscal Stability Fund"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 229, 2016. Introduced by Councillor Osili. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which approves the initial agreement between the City and Indianapolis Public Schools permitting the City to enter into a project agreement with the chosen developer of the SCIPS property as a condition to closing of the developer's purchase of the SCIPS property from IPS, and alternatively the City's purchase of the SCIPS property"; and the President referred it to the Metropolitan and Economic Development Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 230, 2016. Introduced by Councillor Osili. Proposal No. 230, 2016 is a recommended denial for Rezoning Ordinance certified by the Metropolitan Development Commission on May 23, 2016. The President called for any motions for public hearing on the recommended denial of the petition. There being no motions for public hearings, denial of the proposed ordinance, pursuant to IC 36-7-4-608, took effect as if defeated by the City-County Council. The denied ordinance is identified as follows:

2015-ZON-035 (AMENDED)
6400, 6449, 6455, 6500, 6545 AND 6565 KENTUCKY AVENUE, 6700, 7700, 7924 AND 8032 CAMBY ROAD AND 6503 MENDENHALL ROAD (Approximate Addresses)
DECATUR TOWNSHIP, CD #20
CAMBY HOLDINGS, LLC by Mary E. Solada
Rezoning of 155.03 acres from the D-A, D-3, D-5, D-6II, C-1, C-3 and C-5 Districts to the I-2-S classification to provide for approximately 2,200,000 square feet of warehouse/distribution buildings

PROPOSAL NOS. 231-232, 2016, PROPOSAL NOS. 233-235, 2016, PROPOSAL NOS. 236-241, 2016, and PROPOSAL NO. 242, 2016. Introduced by Councillor Osili. Proposal Nos. 231-232, 2016, Proposal Nos. 233-235, 2016, Proposal Nos. 236-241, 2016, and Proposal No. 242, 2016 are proposals for Rezoning Ordinances certified by the Metropolitan Development Commission on May 23 and 26, 2016. The President called for any motions for public hearings on any of those zoning maps changes. There being no motions for public hearings, the proposed ordinances, pursuant to IC 36-7-4-608, took effect as if adopted by the City-County Council, were retitled for identification as REZONING ORDINANCE NOS. 35-46, 2016, the original copies of which ordinances are on file with the Metropolitan Development Commission, which were certified as follows:

REZONING ORDINANCE NO. 35, 2016.
2015-ZON-102
1605 EAST SOUTHPORT ROAD, 7014 MADISON AVENUE AND 7130 GRIFFITH ROAD
(APPROXIMATE ADDRESS)
PERRY TOWNSHIP, CD #24
FALAM BAPTIST CHURCH OF INDIANA, by Mary D. Johnson
Rezoning of 11.25 acres from the D-A (FW) (FF) and D-5II (FW) (FF) districts to the SU-1 (FW) (FF) classification to provide for religious uses.

REZONING ORDINANCE NO. 36, 2016.
2015-CZN-828 (AMENDED)
932 EAST 38TH STREET (APPROXIMATE ADDRESS)

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WASHINGTON TOWNSHIP, COUNCIL DISTRICT #9
MOHAMMAD ABDULLA, by David Kingen and Justin Kingen
Rezoning of 0.24 acre from the D-5 (W-5) district to the C-3C (W-5) classification.

REZONING ORDINANCE NO. 37, 2016.
2015-ZON-061
6205 SHELBYVILLE ROAD (APPROXIMATE ADDRESS)
FRANKLIN TOWNSHIP, CD #25
STEPHEN E. DUCKWORTH, by David Kingen and Justin Kingen
Rezoning of 1.13 acres from the D-A district to the D-1 classification.

REZONING ORDINANCE NO. 38, 2016.
2016-ZON-015
1263 SOUTH EAST STREET (APPROXIMATE ADDRESS)
CENTER TOWNSHIP, CD #21
SARAH JONES
Rezoning of 0.11 acre, from the D-P District, to the D-5 classification.

REZONING ORDINANCE NO. 39, 2016.
2016-ZON-016
6225 SOUTH FRANKLIN ROAD (APPROXIMATE ADDRESS)
FRANKLIN TOWNSHIP, CD #25
HR ENTERPRISES, LLC – “HOOSIER REALTORS”, by David A. Retherford
Rezoning of 1.03 acres, from the D-A district, to the C-1 classification.

REZONING ORDINANCE NO. 40, 2016.
2016-ZON-003
3101 SOUTH ARLINGTON AVENUE (APPROXIMATE ADDRESS)
FRANKLIN TOWNSHIP, CD #18
STAR GROUP INVESTMENTS, LLC, by Raymond A. Basile
Rezoning of 1.455 acres, from the C-3 District, to the C-4 classification to provide for the development of a convenience store and gasoline station.

REZONING ORDINANCE NO. 41, 2016.
2016-ZON-007
1365 HIATT STREET AND 1918 HOWARD STREET (APPROXIMATE ADDRESS)
CENTER TOWNSHIP, CD #16
WEST INDIANAPOLIS DEVELOPMENT CORPORATION, by David Kingen and Justin Kingen
Rezoning of 0.22 acre, from the C-1 district to the D-5 classification.

REZONING ORDINANCE NO. 42, 2016.
2016-ZON-008
732 WEST EPLER AVENUE AND 5445 BLUFF ROAD (APPROXIMATE ADDRESS)
PERRY TOWNSHIP, CD #23
CENTER UNITED METHODIST CHURCH, by Guy G. Kibbe
Rezoning of 1.53 acres, from the D-A (W-5) district to the SU-1 (W-5) classification.

REZONING ORDINANCE NO. 43, 2016.
2016-ZON-009
130 WEST 16TH STREET, 1615 HALL PLACE, 1621 HALL PLACE AND
633 NORTH CAPITOL AVENUE (1625 HALL PLACE) (APPROXIMATE ADDRESS)
CENTER TOWNSHIP, CD #11
CLARIAN HEALTH PARTNERS / METHODIST HOSPITAL OF INDIANA, by David Kingen and Justin Kingen
Rezoning of 0.44 acre, from the HD-2 (W-5) District, to the HD-1 (W-5) classification.

REZONING ORDINANCE NO. 44, 2016.
2016-ZON-011
1329 AND 1401 EAST 11TH STREET (APPROXIMATE ADDRESS)
CENTER TOWNSHIP, CD #17
COMPENDIUM GROUP, LLC, by Nancy A. Long and Paul J. Lambie
Rezoning of 0.25 acre, from the C-2 (FF) District, to the D-8 (FF) classification.

REZONING ORDINANCE NO. 45, 2016.

2015-CZN-838

510 EAST FALL CREEK PARKWAY, NORTH DRIVE; 2819-2957 (ODD)

NORTH CENTRAL AVENUE; 2802-2810 AND 2826-2844 (EVEN)

RUCKLE STREET; 512 AND 518 EAST 28TH STREET; 507 AND 508 EAST 29TH STREET

CENTER TOWNSHIP, CD #9 AND #15

MAPLETON FALL CREEK DEVELOPMENT ASSOCIATION, URBAN ELITE PROPERTIES, LP AND

THE CITY OF INDIANAPOLIS, by David and Justin Kingen

Rezoning of 0.79 acre from the C-1 and C-4 districts to the C-3C district to provide for commercial and residential development.

REZONING ORDINANCE NO. 46, 2016.

2016-CZN-804 (AMENDED)

6311 WESTFIELD BOULEVARD

WASHINGTON TOWNSHIP, CD #2

BIRCH TREE, LLC, by Michael Rabinowitch

Rezoning of 0.87 acre from the C-1 (FF) district to the C-S (FF) district to provide for C-3 uses and dwellings units, specifically an 80-foot tall, six-story mixed used development, with 105 multi-family dwellings, 5,000 square feet of retail and 110 parking spaces.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 178, 2016. Councillor Robinson reported that the Public Safety and Criminal Justice Committee heard Proposal No. 178, 2016 on May 18, 2016. The proposal, sponsored by Councillor Robinson, approves an additional appropriation of \$259,740 in the 2016 Budget of the Marion Superior Court (Marion Superior Court Equipment and Federal, State and Local Grants Funds) to cover technology related contractual services and equipment, a security system for the Juvenile Detention Center, personnel costs for Veteran's Treatment Court and Family Court, Juvenile Detention Alternative Initiative and contractual services to support the adult guardianship program. By a 10-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:45 p.m. There being no one present to testify, Councillor Robinson moved, seconded by Councillor Adamson, for adoption. Proposal No. 178, 2016 was adopted on the following roll call vote; viz:

22 YEAS: Adamson, Clay, Coats, Evans, Fanning, Freeman, Gray, Holliday, Jackson, Johnson, Kreider, Lewis, Mascari, McHenry, McQuillen, Miller, Osili, Pfisterer, Ray, Robinson, Sandlin, Scales

0 NAYS:

1 NOT VOTING: Oliver

2 ABSENT: Cordi, Simpson

Proposal No. 178, 2016 was retitled FISCAL ORDINANCE NO. 11, 2016, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 11, 2016

A FISCAL ORDINANCE amending the City-County Annual Budget for 2016 (City-County Fiscal Ordinance No. 265, 2015) by appropriating an additional Two Hundred Fifty Nine Thousand Seven Hundred Forty dollars (\$259,740) for purposes of the Marion Superior Court.

**BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

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SECTION 1. To provide for expenditures the necessity for which has arisen since its adoption, the City-County Annual Budget for 2016 is hereby amended by the increases and decreases hereinafter stated for purposes of the Marion Superior Court.

SECTION 2. The Marion Superior Court, appropriation in the Marion Superior Court Equipment Fund to pay for technology related contractual services and equipment. The following changes to appropriations are hereby approved:

FUND	CHAR 1	CHAR 2	CHAR 3	CHAR 4	TOTAL
Marion Superior Court Equipment 20331			108,000	5,893	113,893

SECTION 3. The Marion Superior Court, appropriation in the Federal Grants Fund supported by the Justice Assistance Grant for the purchase and installation of a security system at the Juvenile Detention Center. The following changes to appropriations are hereby approved:

FUND	CHAR 1	CHAR 2	CHAR 3	CHAR 4	TOTAL
Federal Grants 21001			2,000	12,800	14,800

SECTION 4. The Marion Superior Court, appropriation in the State Grants Fund supported by grants from the Indiana Supreme Court and the Indiana Judicial Center. The funding will cover the cost of one probation officer assigned to Veterans Treatment Court and a portion of Family Court personnel. Contractual services will support a volunteer adult guardianship program. The following changes to appropriations are hereby approved:

FUND	CHAR 1	CHAR 2	CHAR 3	CHAR 4	TOTAL
State Grants 21051	80,234		50,000		130,234

SECTION 5. The Marion Superior Court, appropriation in the Local Grants Fund to support the Juvenile Detention Alternative Initiative funded by a grant from the Annie E. Casey Foundation. The following changes to appropriations are hereby approved:

FUND	CHAR 1	CHAR 2	CHAR 3	CHAR 4	TOTAL
Local Grants 21151	813				813

SECTION 6. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 7. Upon approval of this, and other pending approvals, the 2015 year end and projected 2016 year end fund balances are as follows:

	Projected 2015 year-end balance	Projected 2016 year-end balance
Marion Superior Court Equipment	91,441	0

SECTION 8. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 180, 2016. Councillor Adamson reported that the Public Works Committee heard Proposal No. 180, 2016 on May 19, 2016. The proposal, sponsored by Councillor Adamson, approves a transfer of \$659,485 and additional appropriation of \$2,058,238 in the 2016 Budget of the Department of Public Works (Parks General, Transportation General, City Cumulative Capital, County Cumulative, Air Pollution Title V, Rebuild Indy, and Parking Meter Funds) to fund parks maintenance, air quality monitoring, contractual commitments, capital projects, traffic signal parts and infrastructure. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:46 p.m. There being no one present to testify, Councillor Adamson moved, seconded by Councillor Gray, for adoption. Proposal No. 180, 2016 was adopted on the following roll call vote; viz:

22 YEAS: Adamson, Clay, Coats, Evans, Fanning, Freeman, Gray, Holliday, Jackson, Johnson, Kreider, Lewis, Mascari, McHenry, McQuillen, Miller, Osili, Pfisterer, Ray, Robinson, Sandlin, Scales
0 NAYS:
1 NOT VOTING: Oliver
2 ABSENT: Cordi, Simpson

Proposal No. 180, 2016 was retitled FISCAL ORDINANCE NO. 12, 2016, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 12, 2016

A FISCAL ORDINANCE amending the City-County Annual Budget for 2016 (City-County Fiscal Ordinance No. 265, 2015) by transferring Six Hundred Fifty Nine Thousand Four Hundred Eighty Five dollars (\$659,485) and appropriating an additional Two Million Fifty Eight Thousand Two Hundred Thirty Eight dollars (\$2,058,238) for purposes of the Department of Public Works.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures, the necessity for which has arisen since the adoption, the City-County Annual Budget for 2016 is hereby amended to reflect transfers and additional appropriations hereinafter stated for purposes of the Department of Public Works.

SECTION 2. Transfers \$30,000 from character four to character two from the Parks General Fund to purchase playground mulch.

The following transfer is hereby approved:

<u>FUND</u>	<u>CHAR 1</u>	<u>CHAR 2</u>	<u>CHAR 3</u>	<u>CHAR 4</u>	<u>CHAR 5</u>	<u>TOTAL</u>
Parks General (15201)		30,000		(30,000)		0

SECTION 3. Transfers \$340,210 from character three to character four to fund capital projects. Appropriates \$140,148 in character four supported by reimbursement from the Indiana Department of Transportation for Pennsy Trail and appropriates \$150,000 in character three for parks maintenance.

The following additional appropriation and transfer is hereby approved:

<u>FUND</u>	<u>CHAR 1</u>	<u>CHAR 2</u>	<u>CHAR 3</u>	<u>CHAR 4</u>	<u>CHAR 5</u>	<u>TOTAL</u>
Parks City Cumulative (45608)			(190,210)	480,358		290,148

SECTION 4. Appropriates \$115,000 from the Consolidated County, Air Pollution Title V Fund for the purposes of funding air quality monitoring activities and to provide match for the Congestion Mitigation Air Quality Grant.

The following additional appropriation is hereby approved:

<u>FUND</u>	<u>CHAR 1</u>	<u>CHAR 2</u>	<u>CHAR 3</u>	<u>CHAR 4</u>	<u>CHAR 5</u>	<u>TOTAL</u>
Consolidated County – Air Pollution Title V (15011)	35,000		80,000			115,000

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SECTION 5. Appropriates \$800,000 from the Transportation General Fund to fulfill contractual salt commitments. Appropriates \$217,265 from the Motor Vehicle Highway Fund to fund capital projects from prior year reversions and transfers \$2,500 in the Local Road and Street Fund to purchase Safe Routes to School program supplies.

The following additional appropriation and transfer is hereby approved:

FUND	CHAR 1	CHAR 2	CHAR 3	CHAR 4	CHAR 5	TOTAL
Transportation General (15151)		800,000				800,000
Motor Vehicle Highway (15152)				217,265		217,265
Local Road and Street (15153)		2,500	(2,500)			0

SECTION 6. Appropriates \$21,252 from the City Cumulative DPW Fund from prior year reverted funds for current year capital projects.

The following additional appropriation is hereby approved:

FUND	CHAR 1	CHAR 2	CHAR 3	CHAR 4	CHAR 5	TOTAL
City Cumulative DPW (46504)				21,252		21,252

SECTION 7. Appropriates \$74,573 from the County Cumulative Fund from prior year reverted funds for current year capital projects.

The following additional appropriation is hereby approved:

FUND	CHAR 1	CHAR 2	CHAR 3	CHAR 4	CHAR 5	TOTAL
County Cumulative (45001)				74,573		74,573

SECTION 8. Transfers \$286,775 in the Parking Meter Fund to purchase traffic signal parts and supplies.

The following transfer is hereby approved:

FUND	CHAR 1	CHAR 2	CHAR 3	CHAR 4	CHAR 5	TOTAL
Parking Meter (25001)		286,775		(286,775)		0

SECTION 9. Appropriates 540,000 from the Rebuild Indy Fund to support the Tarkington Park project.

The following additional appropriation is hereby approved:

FUND	CHAR 1	CHAR 2	CHAR 3	CHAR 4	CHAR 5	TOTAL
Rebuild Indy (15019)				540,000		540,000

SECTION 10. Upon approval of this, and other pending approvals, the 2015 year end and projected 2016 year end fund balances are as follows:

Fund	Projected 2015 year-end balance	Projected 2016 year-end balance
Parks General	5,271,599	2,528,426
Transportation General	7,688,004	6,819,150
City Cumulative	6,579,861	2,049,491
County Cumulative	1,309,151	2,234,578
Parking Meter	5,293,223	5,481,715
Air Pollution Title V	1,184,881	992,824

Rebuild Indy	4,187,791	1,844,724
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SECTION 11. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 132, 2016. In Chair Simpson's absence, Councillor Jackson reported that the Administration and Finance Committee heard Proposal No. 132, 2016 on March 22 and May 17, 2016. The proposal, sponsored by Councillor Simpson, amends Chapter 192 of the Code regarding compensation to add Article V regarding travel expenses. By a 7-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

Councillor Jackson moved, seconded by Councillor Adamson, for adoption. Proposal No. 132, 2016 was adopted on the following roll call vote; viz:

22 YEAS: Adamson, Clay, Coats, Evans, Fanning, Freeman, Gray, Holliday, Jackson, Johnson, Kreider, Lewis, Mascari, McHenry, McQuillen, Miller, Oliver, Osili, Ray, Robinson, Sandlin, Scales
1 NAY: Pfisterer
2 ABSENT: Cordi, Simpson

Proposal No. 132, 2016 was retitled GENERAL ORDINANCE NO. 20, 2016, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 20, 2016

A PROPOSAL FOR A GENERAL ORDINANCE amending Chapter 192 of the Code regarding compensation to add Article V.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Article V to Section 192 of the "Revised Code of the Consolidated City and County," regarding compensation, hereby is created by the addition of the language below to read as follows:

ARTICLE V. – TRAVEL EXPENSES

Sec. 192-501. Application of article.

This article applies to any department, office or agency of the city and county. The Controller of the City of Indianapolis - Marion County is authorized to set policies and procedures for the travel allowances of travelers conducting City/County business. These rules may allow reimbursement for travel expenses by any of the following methods:

- (A) Per diem.
- (B) For expenses necessarily and actually incurred.
- (C) Any combination of the methods in clauses (A) and (B).

The policy must require the approval of the travel by the head of the officer's or employee's department prior to payment.

Sec. 192-502. Definitions.

Subsistence allowance means a set amount for which a traveler may be reimbursed to defray the cost of meal expenses incurred during authorized travel status.

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Travel expense means the costs of transportation, and lodging. The term includes actual travel expenses or an amount approximating those expenses that would be allowed by travel policies and procedures authorized by the City Controller.

City/County means the Consolidated City of Indianapolis and Marion County.

City/County business means permitted lawful activity by a City or County traveler on behalf of the City or County or an Agency, which advances or is reasonably calculated to advance the goals and purposes of the City or County or Agency on whose behalf the activity is undertaken.

City/County travel means travel by a traveler who is engaged in the performance of City or County business on a trip away from the individual's home or station.

Traveler means a City-County employee, commission or board member, a person under contract with the City/County, and all others previously approved, who is in travel status.

Travel allowances means the rates of reimbursement and per diem established for City/County travelers by the Controller.

Travel status means that period of time between the start of the travel by a Traveler who has started to travel on City or County Business, whether or not travel expenses will be reimbursed by the City/County and the conclusion of the travel.

Sec. 192-503. Travel reimbursement.

If a traveler has been properly authorized for City/County travel by statute or by permission of the department head, the traveler may be reimbursed for travel expenses in accordance with this Chapter and pursuant to policies that shall be established by the Office of Finance and Management.

Sec. 192-504. Subsistence allowance.

If a traveler has been properly authorized for City/County travel by statute or by permission of the department head, the traveler is entitled to a subsistence allowance in accordance with this Chapter and pursuant to policies that shall be established by the Office of Finance and Management.

Subsistence may not be claimed for same day travel. Overnight travel must be involved in order to claim subsistence.

Rates for partial days of travel shall be determined by the travel policies established by the Office of Finance and Management.

If a meal is provided as part of the events for which the travel occurs, then the traveler shall not receive subsistence reimbursement for that meal.

SECTION 2. The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 3. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provision or provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 4. This ordinance shall be in effect from and after its passage by the Council and compliance with Ind. Code § 36-3-4-14.

PROPOSAL NO. 160, 2016. Councillor Johnson reported that the Rules and Public Policy Committee heard Proposal No. 160, 2016 on April 26 and May 24, 2016. The proposal, sponsored by Councillors Lewis, Adamson, Osili, Robinson, Ray and Gray, establishes responsible bidding practices and submission requirements on public works projects. By an 8-0

vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Ray made the following motion:

Madam Chair:

Councillors should have an amendment in front of them, and I won't take time to read all of it, but will just highlight the changes. I move to amend Proposal No. 160, 2016, as previously amended in committee, by deleting the language that is stricken-through and adding the language that is underlined in the highlighted selections on the proposed amendment.

1) In Section 1, Sec. 261-408 (a) (11), it should now read:

For contracts estimated to be at least three hundred thousand dollars (\$300,000), certification that all contractors and subcontractors are qualified under IC 4-13.6-4 or IC 8-23-10. Within 72 hours of bid-opening, the apparent low bidder must provide evidence that the apparent low bidder and all relevant subcontractors have been qualified under IC 4-13.6-4 or IC 8-23-4.

The sentence that begins "This qualification requirement applies" and ends "on such a public works project." is stricken.

2) In Section 1, Sec. 261-408 (f) an additional sentence was added at the end of that paragraph to read:

As an alternative to using the WH-347 form, the successful bidder and subcontractors may use their own payroll reporting system so long as it conforms to the WH-347 form, contains all the same information, and is accompanied by federal form WH-348, Statement of Compliance.

AND;

3) SECTION 5 should now read:

This ordinance shall be in effect from and after July 15, 2016, or its passage by the Council and compliance with IC 36-3-4-14, whichever is later, except for subsection 261-408 (a) (11), which takes effect on January 1, 2017.

Madam President, I so move.

Councillor Adamson seconded the motion.

Councillor Oliver asked why there is nothing codified in here with regard to Marion County hires. President Lewis stated that these comments do not apply to the actual amendment. Councillor Oliver said that he is concerned that there is nothing included that stipulates that the workforce come from Marion County residents. Fred Biesecker, General Counsel, said that such a provision has never been a part of this proposal. State law on this type of project requires that the contract be awarded to the lowest responsible bidder, therefore, they are constrained by State law to add such a provision. He said that the City determines whether or not a contractor is responsible and responsive, but adding this provision would raise issues under the Constitutional law. He said that other ordinances that have included such language have been stricken down by the U.S. Supreme Court. Councillor Oliver said that in the past, the City has hired contractors or developers who bring in workforces from out of town, and these dollars should be spent on Marion County hires. He asked John Griffith, Building Trades, if he could speak to whether or not Marion County has the capacity to provide a workforce for public works projects. President Lewis said that this, again, is not germane to the amendment, but she will allow for a brief response. Mr. Griffith said that they do have capacity, but Mr. Biesecker is correct that the State law has certain prohibitions from including this language.

Councillor McQuillen said that he recalls the Council passing a non-binding resolution asking the administration to, all things being equal, show preference to Marion County contractors. He said that over the last eight years, he believes that has been done. Mr. Biesecker said that this is correct.

Councillor Miller said that he is definitely in favor of the proposal, but he would like to apply it to as much as humanly possible. He said that he would prefer the threshold change of \$300,000 for public works projects not be added, and that everything be covered. Mr. Biesecker said that this amount is in response to Senate Bill 275 passed by the General Assembly after this proposal was drafted. This legislation is the reason for the increase to \$300,000 and the change in the effective date. The other change to use payroll system information in lieu of the WH-347 form is due to requests from contractors.

Councillor Gray asked if they only use local money and do not use federally funded money as a part of the package if they could make this requirement. Mr. Biesecker said that it would depend on the type of project. If they take City money, they have to play by the City's rules, and there are goals for hiring, but they cannot discriminate on the basis of residency on these types of pure-bid projects.

The motion to amend Proposal No. 160, 2016 carried on the following roll call vote; viz:

21 YEAS: Adamson, Clay, Coats, Evans, Fanning, Gray, Holliday, Jackson, Johnson, Kreider, Lewis, Mascari, McHenry, McQuillen, Miller, Oliver, Osili, Pfisterer, Ray, Robinson, Scales
2 NAYS: Freeman, Sandlin
2 ABSENT: Cordi, Simpson

Councillor Johnson moved, seconded by Councillor Adamson, for adoption. Proposal No. 160, 2016, as amended, was adopted on the following roll call vote; viz:

20 YEAS: Adamson, Clay, Coats, Evans, Fanning, Gray, Jackson, Johnson, Kreider, Lewis, Mascari, McHenry, McQuillen, Miller, Oliver, Osili, Pfisterer, Ray, Robinson, Scales
3 NAYS: Freeman, Holliday, Sandlin
2 ABSENT: Cordi, Simpson

Proposal No. 160, 2016, as amended, was retitled GENERAL ORDINANCE NO. 21, 2016, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 21, 2016

PROPOSAL FOR A GENERAL ORDINANCE establishing responsible bidding practices and submission requirements on public works projects.

WHEREAS, the Consolidated City of Indianapolis and Marion County ("City") is required by IC 36-1-12-4 to award certain contracts for public works projects to the "lowest responsible and responsive" bidder;

WHEREAS, IC 36-1-12-4(b)(10) further requires the City entity awarding a public works contract where bids are required to consider certain factors when determining whether a bidder is "responsive", with such factors including: (1) whether the bidder has submitted a bid that conforms in all material respects to the specifications; (2) whether the bidder has submitted a bid that complies specifically with the invitation to bid and the instructions to bidders; and (3) whether the bidder has complied with all applicable statutes, ordinances, resolutions or rules pertaining to the award of a public contract;

WHEREAS, IC 36-1-12-4(b)(11) further requires the City entity awarding a public works contract where bids are required to consider certain factors when determining whether a bidder is "responsible", with such factors including:

(1) the ability and capacity of the bidder to perform the work; (2) the integrity, character, and reputation of the bidder; and (3) the competence and experience of the bidder;

WHEREAS, the City seeks to enhance its ability to identify “responsible and responsive” bidders on all City public works construction projects by institution of more comprehensive submission requirements consistent with IC 36-1-12 et seq.;

WHEREAS, this “Responsible Bidding Practices and Submission Requirements” Ordinance will preserve administrative resources by ensuring that only qualified contractors and subcontractors are awarded contracts on public works construction projects; and

WHEREAS, this “Responsible Bidding Practices and Submission Requirements” Ordinance will assure efficient use of taxpayer dollars, will promote public safety and is in the public interest; and

WHEREAS, Revised Code Section 261-405(5) provides that the board of public works shall approve the award and amendment of public construction contracts required to be bid under IC 36-1-12; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Chapter 261, Article IV of the Revised Code of the Consolidated City and County is hereby amended by the addition of a new Section 261-408, to read as follows:

Sec. 261-408. Responsible bidding practices and submission requirements.

(a) Bid submission requirements. Contractors proposing to submit bids on any City public works project estimated to be at least one hundred and fifty thousand dollars (\$150,000) must, prior to the bid submission deadline, submit a statement made under oath and subject to perjury laws, on a form designated by the City (including electronic form at the City’s discretion) and must include:

- (1) Certification of eligibility to do business in the State of Indiana. Within 72 hours of bid-opening, the apparent low bidder must provide a copy of a print-out of the Indiana Secretary of State’s online records for the bidder dated within sixty (60) days of the submission of said document showing that the bidder is in existence, current with the Indiana Secretary of State’s Business Entity Reports, and eligible for a certificate of good standing. If the bidder is an individual, sole proprietor, or partnership, this subsection shall not apply;
- (2) A list identifying all former business names.
- (3) Any determinations by a court or governmental agency for violations of federal, state, or local laws including, but not limited to violations of contracting or antitrust laws, tax or licensing laws, environmental laws, the Occupational Safety and Health Act (“OSHA”), or federal Davis-Bacon and related Acts;
- (4) A statement describing the bidder’s full-time staffing capabilities and intended additional labor (skilled labor and unskilled labor) sources from which labor will be derived on the public works project;
- (5) Certification of bidder’s labor force participation in apprenticeship and/or training programs approved by and registered with the United States Department of Labor’s Office of Apprenticeship, or its successor organization. Within 72 hours of bid-opening, the apparent low bidder must provide evidence of participation in apprenticeship and training programs, applicable to the work to be performed on the project, which are approved by and registered with the United States Department of Labor’s Office of Apprenticeship, or its successor organization. The required evidence includes a copy of all applicable apprenticeship certificates or standards for those training programs.
- (6) Certification that the bidder has implemented an employee drug testing plan that meets, or exceeds, the requirements set forth in IC 36-1-12-24. Within 72 hours of the bid-opening, the apparent low bidder must provide a copy of a written plan for employee drug testing that: (1) covers all employees of the bidder who will perform work on the public work project; and (2) meets, or exceeds, the requirements set forth in IC 36-1-12-24;

- (7) Certification that the bidder will utilize project managers and superintendents with sufficient relevant management experience to complete the bidder's scope of work on the project. Within 72 hours of bid-opening, the apparent low bidder must provide a list of the names and description of the relevant management experience of each of the bidder's project managers and superintendents that bidder intends to assign to work on the project;
- (8) Certification that the bidder and/or its management personnel possesses any and all professional or trade licenses required by law for any trade or specialty area in which bidder is seeking a contract award without suspension or revocation of such licensure(s) within the previous five years. Within 72 hours of bid-opening, the apparent low bidder must provide proof of such licensure, as well as disclosure of any letters of suspension or revocation within the previous five years of any professional or trade license held by the company, or of any director, office or manager employed by the bidder;
- (9) Certification that the contractor is utilizing a surety company which is on the United States Department of Treasury's listing of approved sureties. Within 72 hours of bid-opening, the apparent low bidder must provide evidence of utilization of a surety company listed as an approved surety by the United States Department of Treasury;
- (10) A written statement listing and describing any federal, state, or local tax liens or tax delinquencies owed to any federal, state, or local taxing body in the last five years; and
- (11) For contracts estimated to be at least three hundred thousand dollars (\$300,000), certification that all contractors and subcontractors are qualified under IC 4-13.6-4 or IC 8-23-10. Within 72 hours of bid-opening, the apparent low bidder must provide evidence that the apparent low bidder and all relevant subcontractors have been qualified under IC 4-13.6-4 or IC 8-23-4.

The City at its sole discretion may rely solely upon the certified statements of bidders without requiring or evaluating submissions of evidentiary support for determining Responsible Bidder status. By submitting a certified statement under this subsection, however, a bidder agrees to provide evidentiary support for all statements made in its certified statement under this subsection. The City reserves the right to require supplemental information from the bidder for verification of any of the information provided by the bidder and may also conduct random inquiries of the bidder's current and prior customers. Notwithstanding the foregoing, this section shall not apply to a public work project performed by the City in accordance with IC 36-1-12-3(b).

(b) Submissions from contractors.

- (1) All bidders shall provide a written list that discloses the name, address, and type of work for each first-tier subcontractor from whom the bidder has accepted a bid and/or intends to hire on any part of the public work project, including individuals performing work as independent contractors. All bidders shall adhere to City policy and procedures pertaining to minority owned business and women owned business utilization.
- (2) In addition, each such first-tier subcontractor shall be required to adhere to the requirements of subsection (a) of this section as though it were bidding directly to the City, except that first-tier subcontractors shall submit the required information (including the name, address, and type of work for each of their first-tier subcontractors) to the bidder and the bidder shall then forward said information to the City. The City must receive this subcontractor information no later than five (5) business days after the subcontractor's first day of work on the public works project. Payment shall be withheld from any first-tier subcontractor who fails to timely submit said information until such information is submitted and approved by the City.
- (3) Upon request, the City may require any bidder to provide the required information (including name, address, type of work on the project and the name of the higher-tier subcontractor) about its second and lower-tier subcontractors. Subject to IC 36-1-12, payments shall be withheld from any bidder who fails to timely submit this information until this information is submitted and approved by the City. Additionally, the City may require the successful bidder to remove the relevant subcontractor or second or lower-tier subcontractor from the project and replace it with a responsive and responsible subcontractor.
- (4) Subject to IC 36-1-12, the City may withhold all payments otherwise due to a bidder for work performed by a subcontractor until such subcontractor submits the information required pursuant to this chapter and the City approves such information. Successful bidders shall only be permitted to use approved subcontractors which have provided required information to the City about the applicable responsive and responsible subcontractor.

- (5) The disclosure of a subcontractor ("Disclosed Subcontractor") by a bidder or a subcontractor shall not create any rights in the Disclosed Subcontractor. A bidder and/or subcontractor may not substitute another subcontractor ("Substitute Subcontractor") for a Disclosed Subcontractor without written approval of City. The contractor shall provide written notice of the name, address, and type of work of the Substitute Subcontractor. The Substitute Subcontractor shall be subject to all of the obligations of a subcontractor under this chapter.

(c) Validity of Responsible Bidder Status.

- (1) Upon designation by the City that a contractor's or subcontractor's submission in anticipation of a bid is complete and timely, and upon any further consideration deemed necessary by the City, the contractor or subcontractor may be deemed a Qualified Responsible Bidder for future City public works projects. A contractor's classification as "Qualified Responsible Bidder" shall exempt the contractor or sub-contractor from the comprehensive submission requirements contained herein for a period of twelve (12) months. Thereafter, contractors or subcontractors who are deemed a Qualified Responsible Bidder must submit a complete application for continuation of "Qualified Responsible Bidder" status on a form provided by the City (also referred to as the "short form") by December 31st for the upcoming calendar year. Failure by any contractor or subcontractor with predetermined "Qualified Responsible Bidder" status to timely submit its complete application for continuation of "Qualified Responsible Bidder" status shall result in automatic removal of the designation, effective January 1 of the upcoming year. However, the "removed" contractor or subcontractor shall still be permitted to bid on City public works projects, subject to bid submission requirements under subsections (a) and (b) above.
- (2) Any material changes to the contractor's status, at any time, must be reported in writing within ten (10) days of its occurrence to the City. The Qualified Responsible Bidder designation is solely within the discretion of the City and the City specifically reserves the right to change or revoke the designation for stated written reason(s).
- (3) Denial of pre-qualification shall be in writing and shall be forwarded to the contractor within seven (7) working days of such decision. Any contractor denied or losing Qualified Responsible Bidder status may request reconsideration of the decision by submitting such request in writing to the City within five (5) business days of receipt of notice of denial.

(d) Incomplete submissions by bidders. It is the sole responsibility of the potential bidder to comply with all submission requirements made applicable to the bidder by this section by no later than the public bid opening. Submissions from subcontractors must be in accordance with subsections (a) and (b) above and in a form designated by the City. Submissions deemed inadequate, incomplete, or untimely by the City may result in the disqualification of the bid.

(e) Responsive and responsible bidder determination. The City, after review of complete and timely submissions, shall, in its sole discretion, after taking into account all information in the submission requirements, determine whether a bidder is responsive and responsible pursuant to IC 36-1-12-4. The City specifically reserves the right to utilize all information provided in the contractor or subcontractor's submission or any information obtained by the City through its own independent verification of the information provided by the contractor.

(f) Certified payroll. For projects on which the estimated cost is at least Two Hundred and Fifty Thousand Dollars (\$250,000), the successful bidder and all subcontractors working on a public work project shall submit a certified payroll report utilizing the federal form now known as the WH-347 which must be prepared on a weekly basis and submitted to the City within ten (10) calendar days after the end of each week in which the bidder or subcontractor performed its work on the public works project. These certified payroll records shall identify the job title, work classification, rate of pay, and craft of each employee on the project, e.g., journeyman electrician or apprentice electrician. As an alternative to using the WH-347 form, the successful bidder and subcontractors may use their own payroll reporting system so long as it conforms to the WH-347 form, contains all the same information, and is accompanied by federal form WH-348, Statement of Compliance.

Subject to IC 36-1-12, the City may withhold payment for work performed by a bidder if the bidder fails to timely submit its certified payroll reports until such times as such certified payroll reports are submitted. Subject to IC 36-1-12, the City may also withhold payment due for the work performed by a subcontractor if the subcontractor fails to timely submit its certified payroll reports until such time the certified payroll reports are submitted. The City shall not withhold payment to a bidder for work performed by the bidder or for work performed by subcontractors who have

submitted their certified payroll reports, because one or more other subcontractors failed to timely submit their certified payroll reports.

(g) Public records. All information submitted by a bidder or a subcontractor pursuant to this chapter are public records subject to the Indiana Access to Public Records law (IC 5-14-3). Successful bidders and subcontractors shall produce the evidentiary support required by subsections (a) and (b), to the extent not already provided, in response to a public records request for the information, subject to IC 5-14-3.

(h) Penalties for false, deceptive, or fraudulent statements/information. Any bidder that willfully makes, or willfully causes to be made, a false, deceptive or fraudulent statement, or willfully submits false, deceptive or fraudulent information in connection with any submission made to the City may, at the discretion of the City, be disqualified from bidding on all City projects for a period of up to three (3) years.

SECTION 2. This section shall be interpreted and construed in harmony with IC 36-1-12, IC 5-16-13, and all other applicable provisions of the Indiana Code as they pertain to public work projects, and nothing herein shall be interpreted to be in conflict therewith. Should there be a conflict, the applicable provisions of the Indiana Code shall govern.

SECTION 3. The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 4. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provision or provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 5. This ordinance shall be in effect from and after July 15, 2016, or its passage by the Council and compliance with IC 36-3-4-14, whichever is later, except for subsection 261-408 (a) (11), which takes effect on January 1, 2017.

PROPOSAL NO. 161, 2016. Councillor Johnson reported that the Rules and Public Policy Committee heard Proposal No. 161, 2016 on April 26 and May 24, 2016. The proposal, sponsored by Councillors Lewis, Adamson, Osili, Robinson, Ray, Evans and Gray, urges municipal corporations to adopt responsible bidding practices and submission requirements on public works projects. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Johnson moved, seconded by Councillor Adamson, for adoption. Proposal No. 161, 2016 was adopted on the following roll call vote; viz:

20 YEAS: Adamson, Clay, Coats, Evans, Fanning, Gray, Jackson, Johnson, Kreider, Lewis, Mascari, McHenry, McQuillen, Miller, Oliver, Osili, Pfisterer, Ray, Robinson, Scales
3 NAYS: Freeman, Holliday, Sandlin
2 ABSENT: Cordi, Simpson

Proposal No. 161, 2016 was retitled SPECIAL RESOLUTION NO. 26, 2016, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 26, 2016

PROPOSAL FOR A SPECIAL RESOLUTION urging municipal corporations to adopt responsible bidding practices and submission requirements on public works projects.

WHEREAS, pursuant to IC 36-3-6-9, the council reviews and adopts the annual operating and maintenance budgets and tax levies for certain entities in the county; and

WHEREAS, Proposal No. 160, 2016 was introduced at the April 11, 2016 council meeting, and said proposal would establish responsible bidding practices and submission requirements on public works projects administered by the Consolidated City of Indianapolis and Marion County; and

WHEREAS, the Council believes that Proposal No. 160, 2016 sets forth policies and practices that the municipal corporations should follow; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council hereby urges the governing bodies of the Indianapolis Airport Authority, the Capital Improvement Board of Managers, the Health and Hospital Corporation, the Indianapolis Public Transportation Corporation, and the Indianapolis-Marion County Public Library to consider and adopt responsible bidding practices and submission requirements on public works projects, similar to those set forth in Proposal No. 160, 2016.

SECTION 2. This resolution shall be in effect from and after its passage by the Council and compliance with IC 36-3-4-14.

PROPOSAL NO. 171, 2016. In Chair Simpson's absence, Councillor Jackson reported that the Administration and Finance Committee heard Proposal No. 171, 2016 on May 17, 2016. The proposal, sponsored by Councillor Simpson, approves a transfer of \$150,000 in the 2016 Budget of the Information Services Agency (Information Services Fund) into Character 02 to pay for higher than anticipated wiring costs associated with network upgrades, funded by projected cost savings from Character 01. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Jackson moved, seconded by Councillor Adamson, for adoption. Proposal No. 171, 2016 was adopted on the following roll call vote; viz:

22 YEAS: Adamson, Clay, Coats, Evans, Fanning, Freeman, Gray, Holliday, Jackson,
Johnson, Kreider, Lewis, Mascari, McQuillen, Miller, Oliver, Osili, Pfisterer, Ray, Robinson,
Sandlin, Scales
1 NAY: McHenry
2 ABSENT: Cordi, Simpson

Proposal No. 171, 2016 was retitled FISCAL ORDINANCE NO. 13, 2016, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 13, 2016

A FISCAL ORDINANCE amending the City-County Annual Budget for 2016 (City-County Fiscal Ordinance No. 265, 2015) by transferring a total of \$150,000 for purposes of the Marion County Information Services Agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures, the necessity for which has arisen since its adoption, the City-County Annual Budget for 2016 is hereby amended by the increases and decreases hereinafter stated for purposes of the Marion County Information Services Agency.

SECTION 2. The Marion County Information Services Agency, requests to transfer \$150,000 in the Information Services Fund from Character 1 to Character 2 to cover expenses associated with wiring costs necessary for network upgrades at City-County offsite locations:

<u>FUND</u>	<u>CHAR 1</u>	<u>CHAR 2</u>	<u>CHAR 3</u>	<u>CHAR 4</u>	<u>TOTAL</u>
Information Services	(150,000)	150,000			0

SECTION 3. Upon approval of this, and other pending approvals, the 2015 year end and projected 2016 year end fund balances are as follows:

	Projected 2015 year-end balance	Projected 2016 year-end balance
Information Services (70001)	3,352,457	2,424,631

June 6, 2016

SECTION 4. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 181, 2016. Councillor Adamson reported that the Public Works Committee heard Proposal No. 181, 2016 on May 19, 2016. The proposal, sponsored by Councillor McHenry, approves an interlocal agreement between Indianapolis-Marion County and Hendricks County for the financing, design, construction and improvement of Raceway Road. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Adamson moved, seconded by Councillor Pfisterer, for adoption. Proposal No. 181, 2016 was adopted on the following roll call vote; viz:

23 YEAS: Adamson, Clay, Coats, Evans, Fanning, Freeman, Gray, Holliday, Jackson, Johnson, Kreider, Lewis, Mascari, McHenry, McQuillen, Miller, Oliver, Osili, Pfisterer, Ray, Robinson, Sandlin, Scales
0 NAYS:
2 ABSENT: Cordi, Simpson

Proposal No. 181, 2016 was retitled SPECIAL ORDINANCE NO. 2, 2016, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 2, 2016

PROPOSAL FOR A SPECIAL ORDINANCE approving an interlocal cooperation agreement between the Consolidated City of Indianapolis and Marion County, Indiana ("Indianapolis") and Hendricks County ("Hendricks County") for the financing, design, construction and improvement to Raceway Road.

WHEREAS, Raceway Road is a major thoroughfare that serves as the border between Indianapolis and Hendricks County and affects the citizens of and economic well-being of both Indianapolis and Hendricks County; and

WHEREAS, development in the geographic area of Raceway Road from 4906 to 5110 Raceway Road has served to increase traffic congestion and lessened the present level of service of Raceway Road; and

WHEREAS, Indianapolis and Hendricks County have determined, individually and collectively, that the financing, design, construction and improvement of Raceway Road from 4906 to 5110 Raceway Road (the "Project") will be of public utility and benefit; and

WHEREAS, in order to construct the Project, it is necessary for Hendricks County to acquire, manage and regulate right-of-way and conduct construction activities within the corporate boundaries of Indianapolis; and

WHEREAS, IC 36-1-7 permits interlocal cooperation agreements between governmental entities; and

WHEREAS, IC § 36-1-3-9 authorizes counties and municipalities located in other counties to exercise certain powers inside the corporate boundaries of the other if both, upon approval of their respective fiscal bodies, enter into to an interlocal cooperation agreement under IC 36-1-7; and

WHEREAS, accordingly, Indianapolis and Hendricks County desire to enter into an interlocal cooperation agreement pursuant to the authority of IC § 36-1-7-2 to allow Hendricks County to acquire right-of-way, to manage such right-of-way, and to conduct construction activities in relation to the Project within the corporate boundaries of Indianapolis, as well as to govern the terms and conditions of the Project, the form of which agreement is attached hereto as Exhibit A (the "Interlocal Cooperation Agreement"); NOW THEREFORE:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council hereby approves the Interlocal Cooperation Agreement in substantially the form attached hereto and incorporated herein by reference. The Director of the Department of Public Works is hereby authorized to finalize, execute and deliver the Interlocal Cooperation Agreement on behalf of the Consolidated City of Indianapolis and Marion County, and the Clerk of the City-County Council is hereby authorized to attest to the Council's approval of the Interlocal Cooperation Agreement.

SECTION 2. The City-County Council hereby authorizes the President of the City-County Council, the Director of the Department of Public Works, the City Controller, the Marion County Auditor and any other City-County official to take whatever steps necessary to carry out the intent of the Interlocal Cooperation Agreement, and to do such other acts to provide for the effective execution of the Interlocal Cooperation Agreement.

SECTION 3. One (1) copy of this Special Ordinance and the Interlocal Cooperation Agreement attached hereto and incorporated herein by reference shall be kept on file with the Clerk of the City-County Council and the Marion County Auditor for public inspection.

SECTION 4. This Special Ordinance shall be in full force and effect upon its passage by the City-County Council and compliance with IC § 36-3-4-14.

PROPOSAL NO. 182, 2016 Councillor Adamson reported that the Public Works Committee heard Proposal No. 182, 2016 on May 19, 2016. The proposal, sponsored by Councillor Lewis, establishes an interest in making the purchase of specified land owned by James B. Warrum for the construction of the Indianapolis North Flood Damage Reduction Project by the Department of Public Works. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Adamson moved, seconded by Councillor Oliver, for adoption. Proposal No. 182, 2016 was adopted on the following roll call vote; viz:

23 YEAS: Adamson, Clay, Coats, Evans, Fanning, Freeman, Gray, Holliday, Jackson, Johnson, Kreider, Lewis, Mascari, McHenry, McQuillen, Miller, Oliver, Osili, Pfisterer, Ray, Robinson, Sandlin, Scales
0 NAYS:
2 ABSENT: Cordi, Simpson

Proposal No. 182, 2016 was retitled GENERAL RESOLUTION NO. 4, 2016, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 4, 2016

PROPOSAL FOR A GENERAL RESOLUTION establishing that the City-County Council of the City of Indianapolis and Marion County, Indiana, is interested in making the purchase of specified land.

WHEREAS, the City-County Council of the City of Indianapolis and Marion County, Indiana ("City-County Council") is the fiscal body of the City of Indianapolis pursuant to IC 36-1-2-6; and

WHEREAS, pursuant to IC 36-1-10.5-1, et seq., the City of Indianapolis may purchase land for a total price exceeding twenty-five thousand dollars (\$25,000) only after the City-County Council, as the fiscal body, passes a resolution to the effect that the it is interested in making a purchase of specified land; and

WHEREAS, the City of Indianapolis wishes to purchase temporary easement of the real estate described in Exhibit "A" and depicted in Exhibit "B", each of which are attached hereto and incorporated herein ("Real Estate"); and

WHEREAS, acquisition of the Real Estate is needed for the construction of the Indianapolis North Flood Damage Reduction Project, Phase 3B2 – Riviera Club, Department of Public Works Project Number LD-11-084N; and

WHEREAS, the City-County Council, having considered the acquisition of the Real Estate and being duly advised, finds that the City-County Council has an interest in acquiring the Real Estate; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council hereby establishes that it has an interest in acquiring the Real Estate described in Exhibit "A" and depicted in Exhibit "B" (copies of which are attached to the official copy of the resolution on file with the Clerk of the Council).

SECTION 2. For purposes of Revised Code Sec. 151-66, the Real Estate is owned by James B. Warrum.

SECTION 3. The Department of Public Works is directed to appoint two (2) appraisers to appraise the fair market value of the Real Estate and to provide a copy of both appraisals to the Chair of the Public Works Committee of the City-County-Council.

SECTION 4. This resolution shall be in effect from and after its passage by the Council and compliance with Indiana Code § 36-3-4-14.

Councillor Adamson reported that the Public Works Committee heard Proposal Nos. 183-193, 2016 on May 19, 2016. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 183, 2016. The proposal, sponsored by Councillor Osili, authorizes the removal of parking restrictions on the west side of Pennsylvania Street from 16th to 25th Streets (District 11). PROPOSAL NO. 184, 2016. The proposal, sponsored by Councillor Lewis, authorizes intersection controls at Faculty Drive and Penway Street (District 10). PROPOSAL NO. 185, 2016. The proposal, sponsored by Councillor Holliday, authorizes intersection controls at Antero Lane and Antero Court (District 20). PROPOSAL NO. 186, 2016. The proposal, sponsored by Councillor Osili, authorizes the removal of parking restrictions on Fort Wayne Avenue from Delaware Street to Pennsylvania Street (District 11). PROPOSAL NO. 187, 2016. The proposal, sponsored by Councillor Osili, authorizes intersection controls on Mondrian Place at 16th and 17th Streets (District 11). PROPOSAL NO. 188, 2016. The proposal, sponsored by Councillor Holliday, authorizes intersection controls on Tibbs Avenue in the Wellingshire subdivision (District 20). PROPOSAL NO. 189, 2016. The proposal, sponsored by Councillor Fanning, authorizes intersection controls at Braeside Drive South and Dunsmuir Drive (District 2). PROPOSAL NO. 190, 2016. The proposal, sponsored by Councillor Adamson, authorizes parking restrictions at the corner of Michigan Street and Arsenal Avenue (District 17). PROPOSAL NO. 191, 2016. The proposal, sponsored by Councillor Adamson, authorizes the deletion of one-way traffic restrictions on Oxford Street between Washington Street and Alley 25 North (District 17). PROPOSAL NO. 192, 2016. The proposal, sponsored by Councillor Gray, authorizes a speed limit reduction of 25 miles per hour in the Liberty Creek, Stratford Glen, Liberty Creek North, Country Farms, and Liberty Village subdivisions (District 8). PROPOSAL NO. 193, 2016. The proposal, sponsored by Councillor Osili, authorizes parking restrictions on the east side of Dr. Martin Luther King Jr. Street between 25th and 26th Streets (District 11). By 8-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Adamson moved, seconded by Councillor Gray, for adoption. Proposal Nos. 183-193, 2016 were adopted on the following roll call vote; viz:

23 YEAS: Adamson, Clay, Coats, Evans, Fanning, Freeman, Gray, Holliday, Jackson, Johnson, Kreider, Lewis, Mascari, McHenry, McQuillen, Miller, Oliver, Osili, Pfisterer, Ray, Robinson, Sandlin, Scales
0 NAYS:
2 ABSENT: Cordi, Simpson

Proposal No. 183, 2016 was retitled GENERAL ORDINANCE NO. 22, 2016, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 22, 2016

PROPOSAL FOR A GENERAL ORDINANCE to amend the Revised Code to make various changes to Chapter 621, Parking, standing and stopping restricted.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. That the Revised Code of the Consolidated City and County, Indianapolis/Marion County, Indiana, specifically Sec. 621-121 (b). - Parking prohibited at all times on certain streets, be, and the same is hereby amended by the deletion of the following, to wit:

Pennsylvania Street, on the west side, from Sixteenth Street to Twenty-fifth Street;

SECTION 2. That the Revised Code of the Consolidated City and County, Indianapolis/Marion County, Indiana, specifically Sec. 621-121 (b). - Parking prohibited at all times on certain streets, be, and the same is hereby amended by the addition of the following, to wit:

Pennsylvania Street, on the west side, from Sixteenth Street to a point 156 feet north of Sixteenth Street;

Pennsylvania Street, on the west side, from a point 266 feet north of Sixteenth Street to Twenty-fifth Street;

SECTION 3. The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 4. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provision or provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 5. This ordinance shall be in effect from and after its passage by the Council and compliance with Ind. Code § 36-3-4-14.

Proposal No. 184, 2016 was retitled GENERAL ORDINANCE NO. 23, 2016, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 23, 2016

PROPOSAL FOR A GENERAL ORDINANCE to amend the Revised Code to make various changes to Chapter 441, Traffic.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. That the Revised Code of the Consolidated City and County, Indianapolis/Marion County, Indiana, specifically Sec. 441-416, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>Base Map</u>	<u>Intersection</u>	<u>Preferential</u>	<u>Type of Control</u>
16	Faculty Drive Penway Street	Faculty Drive	Stop

SECTION 2. That the Revised Code of the Consolidated City and County, Indianapolis/Marion County, Indiana, specifically Sec. 441-416, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>Base Map</u>	<u>Intersection</u>	<u>Preferential</u>	<u>Type of Control</u>
16	Faculty Drive Penway Street	None	All Way

SECTION 3. The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

June 6, 2016

SECTION 4. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provision or provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 5. This ordinance shall be in effect from and after its passage by the Council and compliance with Ind. Code § 36-3-4-14.

Proposal No. 185, 2016 was retitled GENERAL ORDINANCE NO. 24, 2016, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 24, 2016

PROPOSAL FOR A GENERAL ORDINANCE to amend the Revised Code to make various changes to Chapter 441, Traffic.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. That the Revised Code of the Consolidated City and County, Indianapolis/Marion County, Indiana, specifically Sec. 441-416, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>Base Map</u>	<u>Intersection</u>	<u>Preferential</u>	<u>Type of Control</u>
44	Antero Lane Antero Court	Antero Lane	Stop

SECTION 2. The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 3. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provision or provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 4. This ordinance shall be in effect from and after its passage by the Council and compliance with Ind. Code § 36-3-4-14.

Proposal No. 186, 2016 was retitled GENERAL ORDINANCE NO. 25, 2016, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 25, 2016

PROPOSAL FOR A GENERAL ORDINANCE to amend the Revised Code to make various changes to Chapter 621, Parking, standing and stopping restricted.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. That the Revised Code of the Consolidated City and County, Indianapolis/Marion County, Indiana, specifically Sec. 621-122, Stopping, standing or parking prohibited at all times on certain designated streets, be, and the same is hereby amended by the deletion of the following, to wit:

Fort Wayne Avenue, on the north side, from Pennsylvania Street to New Jersey Street;

SECTION 2. That the Revised Code of the Consolidated City and County, Indianapolis/Marion County, Indiana, specifically Sec. 621-122, Stopping, standing or parking prohibited at all times on certain designated streets, be, and the same is hereby amended by the addition of the following, to wit:

Fort Wayne Avenue, on the north side, from Delaware Street to New Jersey Street;

SECTION 3. The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 4. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provision or provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 5. This ordinance shall be in effect from and after its passage by the Council and compliance with Ind. Code § 36-3-4-14.

Proposal No. 187, 2016 was retitled GENERAL ORDINANCE NO. 26, 2016, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 26, 2016

PROPOSAL FOR A GENERAL ORDINANCE to amend the Revised Code to make various changes to Chapter 441, Traffic.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. That the Revised Code of the Consolidated City and County, Indianapolis/Marion County, Indiana, specifically Sec. 441-416, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>Base Map</u>	<u>Intersection</u>	<u>Preferential</u>	<u>Type of Control</u>
25	Mondrian Place Seventeenth Street	Seventeenth Street	Stop
25	Mondrian Place Sixteenth Street	Sixteenth Street	Stop

SECTION 2. The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 3. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provision or provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 4. This ordinance shall be in effect from and after its passage by the Council and compliance with Ind. Code § 36-3-4-14.

Proposal No. 188, 2016 was retitled GENERAL ORDINANCE NO. 27, 2016, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 27, 2016

PROPOSAL FOR A GENERAL ORDINANCE to amend the Revised Code to make various changes to Chapter 441, Traffic.

June 6, 2016

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. That the Revised Code of the Consolidated City and County, Indianapolis/Marion County, Indiana, specifically Sec. 441-416, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>Base Map</u>	<u>Intersection</u>	<u>Preferential</u>	<u>Type of Control</u>
45	Tibbs Avenue Wicker Road	Wicker Road	Stop
45	Tibbs Avenue Stop 11 Road Sleeping Ridge Way	Roundabout	Yield
45	Tibbs Avenue Wichita Hill Drive	Tibbs Avenue	Stop

SECTION 2. The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 3. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provision or provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 4. This ordinance shall be in effect from and after its passage by the Council and compliance with Ind. Code § 36-3-4-14.

Proposal No. 189, 2016 was retitled GENERAL ORDINANCE NO. 28, 2016, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 28, 2016

PROPOSAL FOR A GENERAL ORDINANCE to amend the Revised Code to make various changes to Chapter 441, Traffic.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. That the Revised Code of the Consolidated City and County, Indianapolis/Marion County, Indiana, specifically Sec. 441-416, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>Base Map</u>	<u>Intersection</u>	<u>Preferential</u>	<u>Type of Control</u>
3	Braeside Drive S Dunsmuir Drive	Braeside Drive S	Stop

SECTION 2. That the Revised Code of the Consolidated City and County, Indianapolis/Marion County, Indiana, specifically Sec. 441-416, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>Base Map</u>	<u>Intersection</u>	<u>Preferential</u>	<u>Type of Control</u>
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3 Braeside Drive S
Dunsmuir Drive

None

All Way

SECTION 3. The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 4. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provision or provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 5. This ordinance shall be in effect from and after its passage by the Council and compliance with Ind. Code § 36-3-4-14.

Proposal No. 190, 2016 was retitled GENERAL ORDINANCE NO. 29, 2016, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 29, 2016

PROPOSAL FOR A GENERAL ORDINANCE to amend the Revised Code to make various changes to Chapter 621, Parking, standing and stopping restricted.

**BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. That the Revised Code of the Consolidated City and County, Indianapolis/Marion County, Indiana, specifically Sec. 621-126, Parking time restricted on designated days, be, and the same is hereby amended by the addition of the following, to wit:

TWO HOURS ON ANY DAY
From 6:00 a.m. to 11:00 p.m.

Michigan Street, on south side, from Arsenal Avenue to a point 135 feet east of Arsenal

SECTION 2. The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 3. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provision or provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 4. This ordinance shall be in effect from and after its passage by the Council and compliance with Ind. Code § 36-3-4-14.

Proposal No. 191, 2016 was retitled GENERAL ORDINANCE NO. 30, 2016, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 30, 2016

PROPOSAL FOR A GENERAL ORDINANCE to amend the Revised Code to make various changes to Chapter 441, Traffic and Chapter 621, Parking, standing, and stopping restricted.

**BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

June 6, 2016

Section 1. That the Revised Code of the Consolidated City and County, Indianapolis/Marion County, Indiana, specifically Sec. 441-342, One-way streets and alleys designated, be, and the same is hereby amended by the deletion of the following, to wit:

SOUTHBOUND

Oxford Street, from Washington Street to Tenth Street;

Section 2. That the Revised Code of the Consolidated City and County, Indianapolis/Marion County, Indiana, specifically Sec. 441-342, One-way streets and alleys designated, be, and the same is hereby amended by the addition of the following, to wit:

SOUTHBOUND

Oxford Street, from Alley 25 N to Tenth Street;

Section 3. That the Revised Code of the Consolidated City and County, Indianapolis/Marion County, Indiana, specifically Sec. 621-126, Parking time restricted on designated days, be, and the same is hereby amended by the deletion of the following, to wit:

**NINETY MINUTES
ON ANY DAY EXCEPT SUNDAY
From 7:00 a.m. to 6:00 p.m.**

Oxford Street, on the west side, from the north curb line of Washington Street to the first alley north of Washington Street;

Section 4. That the Revised Code of the Consolidated City and County, Indianapolis/Marion County, Indiana, specifically Sec. 621-121, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the addition of the following, to wit:

Oxford Street, on the west side, from the north curb line of Washington Street to Alley 25 N;

Oxford Street, on the east side, from the north curb line of Washington Street to Brookside Parkway South Drive;

Section 5. That the Revised Code of the Consolidated City and County, Indianapolis/Marion County, Indiana, specifically Sec. 441-416, Schedule of intersection traffic controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>Base Map</u>	<u>Intersection</u>	<u>Preferential</u>	<u>Type of Control</u>
25	Oxford Street (north leg) Washington Street	Washington Street	Stop

SECTION 6. The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 7. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provision or provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 8. This ordinance shall be in effect from and after its passage by the Council and compliance with Ind. Code § 36-3-4-14.

Proposal No. 192, 2016 was retitled GENERAL ORDINANCE NO. 31, 2016, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 31, 2016

PROPOSAL FOR A GENERAL ORDINANCE to amend the Revised Code to make various changes to Chapter 441, Traffic.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. That the Revised Code of the Consolidated City and County, Indianapolis/Marion County, Indiana, specifically Sec. 441-323, Alteration of prima facie speed limits, be, and the same is hereby amended by the addition of the following, to wit:

All streets within the *Stratford Glen* platted subdivision, 25 mph;
All streets within the *Liberty Creek North*, platted subdivision, 25 mph;
All streets within the *Liberty Creek*, platted subdivision, 25 mph;
All streets within the *Liberty Village*, platted subdivision, 25 mph;
All streets within the *Country Farms*, platted subdivision, 25 mph;

SECTION 2. The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 3. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provision or provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 4. This ordinance shall be in effect from and after its passage by the Council and compliance with Ind. Code § 36-3-4-14.

Proposal No. 193, 2016 was retitled GENERAL ORDINANCE NO. 32, 2016, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 32, 2016

PROPOSAL FOR A GENERAL ORDINANCE to amend the Revised Code to make various changes to Chapter 621, Parking, standing and stopping restricted.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. That the Revised Code of the Consolidated City and County, Indianapolis/Marion County, Indiana, specifically Sec. 621-126, Parking time restricted on designated days, be, and the same is hereby amended by the addition of the following, to wit:

**THIRTY MINUTES
ON ANY DAY**

Dr. Martin Luther King Jr. Street, on the east side, from 25th Street to 26th Street (East Leg);

SECTION 2. The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 3. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provision or provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

June 6, 2016

SECTION 4. This ordinance shall be in effect from and after its passage by the Council and compliance with Ind. Code § 36-3-4-14.

PROPOSAL NO. 202, 2016. Councillor Robinson reported that the Public Safety and Criminal Justice Committee heard Proposal No. 202, 2016 on May 18, 2016. The proposal, sponsored by Councillors Robinson and Lewis, amends the Code to make technical corrections by deleting references to the Department of Public Safety and replacing them with the names of the city agencies or departments to be responsible for the corresponding activity. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

Councillor Freeman said that on page four of the amended version in the packets, the entire portion of the homeless bill of rights is underlined, but it is already in the Code, and asked why it is underlined. Mr. Biesecker said that it is underlined to show that it was amended in committee to add that portion of the Code, and it was not in the original proposal. The only thing actually being changed in that language is double-underlined, and is changing the Department of Public Safety to the Office of Public Health and Safety.

Councillor Robinson moved, seconded by Councillor Adamson, for adoption. Proposal No. 202, 2016 was adopted on the following roll call vote; viz:

23 YEAS: Adamson, Clay, Coats, Evans, Fanning, Freeman, Gray, Holliday, Jackson, Johnson, Kreider, Lewis, Mascari, McHenry, McQuillen, Miller, Oliver, Osili, Pfisterer, Ray, Robinson, Sandlin, Scales
0 NAYS:
2 ABSENT: Cordi, Simpson

Proposal No. 202, 2016 was retitled GENERAL ORDINANCE NO. 33, 2016, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 33, 2016

PROPOSAL FOR A GENERAL ORDINANCE to make technical corrections to the Revised Code by deleting reference to the Department of Department of Public Safety with that of the name of the name of city agency to be responsible for such activity.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The following Sections of Chapter 135 of the "Revised Code of the Consolidated City and County," regarding funds hereby are amended by the deletion of the language that is stricken-through, and by the addition of the language that is underscored, to read as follows:

Sec. 135-371. Receipts.

Amounts collected by the Indianapolis metropolitan police department ~~of public safety~~ for permits issued for police escorts for professional sports teams under Chapter 941 of this Code shall be paid to the controller for deposit in the law enforcement equipment and training fund.

Sec. 135-391. Animal care and control shelter fund.

There is hereby created a special fund to be designated the "animal care and control shelter fund" for the purpose of promoting spay and neuter programs. The fund shall be administered by the department of ~~public safety~~ code enforcement. The fund shall consist of the fees collected from non-Marion County residents pursuant to section 251-322(a), or any other funding source not otherwise prohibited by law. This fund shall be a continuing, non-reverting fund with all balances remaining therein at the end of the year. Such balances shall not lapse into the consolidated county fund or be diverted for uses other than those stated in this section.

Sec. 135-521. Public Safety Communications General Fund.

(a) There is hereby created a special nonreverting fund to be designated as the "Public Safety Communications General Fund". With the exception of the revenues derived from the levy of taxes imposed under the authority of IC 36-8-15-19, the auditor shall deposit into such fund all moneys received by or credited to the ~~department of public safety~~ office of public health and safety in the performance of its functions and duties with respect to public safety communications, and other moneys duly appropriated during each year, as approved by the city-county council, and as provided by law.

(b) This fund shall be a continuing, nonreverting fund, with all balances remaining therein at the end of the year, and such balances shall not lapse into the county general fund or be diverted directly or indirectly in any manner other than set forth in subsection (c).

(c) Moneys in the Public Safety Communications General Fund may be used for expenses incurred in carrying out the functions and duties of the ~~department of public safety~~ office of public health and safety in the performance of its functions and duties with respect to public safety communications.

(d) Amounts shall be paid from this fund only pursuant to appropriations authorized by the city-county council in the normal budgeting processes.

Sec. 135-761. RebuildIndy Fund created.

(a) There is hereby created a special fund, to be designated as the "RebuildIndy Fund" in the department of public works. The fund shall be a subfund of the consolidated county fund.

(b) The controller shall deposit in the RebuildIndy Fund any moneys resulting from the transfer of the water and wastewater systems as provided by the agreements referred to and approved by Special Ordinance No. 7, 2010.

(c) This fund shall be a continuing, nonreverting fund, with all balances remaining therein at the end of the year, and such balances shall not revert to the city or county general funds. No moneys derived from property taxes shall be deposited into this fund.

(d) The purpose of this fund is to provide revenue for expenses relating to capital improvement projects and the demolition or deconstruction of vacant or abandoned properties, together with costs and expenses incidental thereto, including certain costs and expenses related to the transactions contemplated by the agreements referred to and approved by Special Ordinance No. 7, 2010, and to fund liabilities excluded from the escrow fund provided for by the agreement transferring the wastewater system referred to and approved by Special Ordinance No. 7, 2010. In addition, moneys from this fund may be transferred to the IMPD general fund and appropriated to the Indianapolis metropolitan police department ~~of public safety~~.

(e) No moneys appropriated to the department of public works may be expended from the RebuildIndy Fund without the approval of the director of the department of public works and the approval of the board of public works. Moneys from this fund shall be otherwise appropriated and expended in accordance with the procedures for expenditures of public funds.

(f) After the closing of the transactions contemplated by the agreements referred to and approved by Special Ordinance No. 7, 2010, and following the reconciliation of accounts payable and accounts receivable on the water and the wastewater systems, such funds shall be transferred to the RebuildIndy Fund.

(g) At such time as the two-year period of the escrow fund ends and all funds have been distributed from it in accordance with the agreement transferring the wastewater system referred to and approved by Special Ordinance No. 7, 2010, any remaining funds received by the city shall be deposited to the RebuildIndy Fund.

(h) The controller shall report to the council on amounts deposited into the RebuildIndy Fund in accordance with this section.

Sec. 135-771. Fiscal stability fund created.

(a) There is hereby created a special fund, to be designated as the "fiscal stability fund" in the office of finance and management. The fund shall be a subfund of the consolidated county fund.

(b) This fund shall be a continuing, nonreverting fund, with all balances remaining therein at the end of the year, and such balances shall not revert to the city or county general funds; provided, however, that moneys from this fund may be

transferred to the IMPD general fund and appropriated to the Indianapolis metropolitan police department ~~of public safety~~. On an annual basis, the controller shall review annual city and county revenue, except property taxes, that is eligible for deposit to the IMPD general fund and make a determination of the amount, if any, that can be transferred to the fiscal stability fund to restore the amount of transfers made in preceding years. No moneys derived from property taxes shall be deposited into this fund.

(c) This fund shall be a continuing, nonreverting fund, with all balances remaining therein at the end of the year, and such balances shall not revert to the city or county general funds; provided, however, that moneys from this fund may be transferred to the Indianapolis pre-k fund and appropriated to the Mayor's Office of Education Innovation.

(d) The purpose of this fund is to demonstrate the city's commitment to maintaining a AAA bond rating from rating agencies. The fund shall exist until such time as this section is repealed by ordinance of the council, with the moneys in the fund then transferred to the RebuildIndy Fund, following a notification by the controller that rating agencies do not need to rely on this fund to maintain its credit rating due to transfer of more than \$1.5 billion in debt in the agreements referred to and approved by Special Ordinance No. 7, 2010, and the city's continued prudent fiscal management.

DIVISION 10. - NONREVERTING POLICE ~~RECRUITING~~ FUNDS

Sec. 135-801. IMPD recruit fund created.

(a) There is hereby created a special fund, to be designated as the "IMPD Recruit Fund," in the Indianapolis metropolitan police department ~~of public safety~~. The fund shall be a subfund of the IMPD General Fund.

(b) This fund shall be a continuing, nonreverting fund, with all the balances remaining therein at the end of the year and such balances shall not lapse or revert to the city or county general funds. This fund shall be used solely for the purposes stated in subsection (c) of this section, and shall not be diverted in any manner, directly or indirectly, to any other uses.

(c) The purpose of this fund is to provide revenue to reimburse the Indianapolis metropolitan police department ~~of public safety~~ for expenses relating to the recruitment, hiring, and training of sworn police officers, whether through new classes of recruits or lateral hires, in order to address the current deficit in the ranks of police officers due to retirements and attrition.

Sec. 135-802. IMPD Cruiser Fund created.

(a) There is hereby created a special fund, to be designated as the "IMPD Cruiser Fund," in the Indianapolis metropolitan police department ~~of public safety~~. The fund shall be a subfund of the City Cumulative Capital Fund.

(b) This fund shall be a continuing, nonreverting fund, with all the balances remaining therein at the end of the year and such balances shall not lapse or revert to any city or county fund. This fund shall be used solely for the purposes stated in subsection (c) of this section, and shall not be diverted in ~~any~~ any manner, directly or indirectly, to any other uses.

(c) The purpose of this fund is to provide the Indianapolis metropolitan police department ~~of public safety~~ funding for expenses relating to the purchase of new police cruisers.

Sec. 135-803. IMPD Infrastructure Improvement Fund created.

(a) There is hereby created a special fund, to be designated as the "IMPD Infrastructure Improvement Fund," in the Indianapolis metropolitan police department ~~of public safety~~. The fund shall be a subfund of the City Cumulative Capital Fund.

(b) This fund shall be a continuing, nonreverting fund, with all the balances remaining therein at the end of the year and such balances shall not lapse or revert to any city or county fund. This fund shall be used solely for the purposes stated in subsection (c) of this section, and shall not be diverted in any manner, directly or indirectly, to any other uses.

(c) The purpose of this fund is to provide the Indianapolis metropolitan police department ~~of public safety~~ funding for expenses relating to infrastructure improvements at IMPD facilities, including but not limited to the Outdoor Range/Firearms Facility and the IMPD Academy.

SECTION 2. The following Sections of the "Revised Code of the Consolidated City and County," regarding various matters hereby are amended by the deletion of the language that is stricken-through, and by the addition of the language that is underscored, to read as follows:

Sec. 231-503. Protections in the event of displacement.

(a) If a homeless person is to be displaced from a camp, the city, through the department of public works, must maintain and catalogue their personal items, including but not limited to, clothing, blankets, identification documents, birth certificates, and other personal documents and effects, in a safe and secure place for a minimum of 60 days. After 60 days, if the city has made reasonable efforts to notify the displaced person, the city may securely dispose of any unclaimed personal items. For purposes of this subsection, the obligations to maintain and catalogue personal items shall be limited to those items that may fit entirely within one 96-gallon container per displaced person.

(b) For purposes of subsections (b) through (d) of this section, the term "city" refers to the ~~department office~~ of public health and safety. Before the city may displace a homeless person from a camp, the city must give at least fifteen (15) days' notice to the homeless persons living in the camp, to the Reuben Engagement Center, and to the Indianapolis Continuum of Care or similar organizations designated by the city; provided, however, that if the city makes a written determination that an emergency exists, the city may give whatever notice is reasonable under the circumstances.

(c) Upon receiving the notice described in subsection (b), the Indianapolis Continuum of Care or similar organization designated by the city will coordinate the efforts of all participating service providers, faith-based organizations, street ministries, the Reuben Engagement Center, and volunteers to ensure that the homeless persons to be displaced are provided available transitional housing or permanent housing, and comprehensive wrap-around services for which they are eligible, unless the homeless person refuses the assistance. The transitional or permanent housing must be safe, reasonably clean and maintained, and approved by the city.

(d) If there is insufficient available housing and services as described in subsection (c) to meet the needs of all displaced homeless persons in a camp scheduled to be closed by the city, the city must wait until there is sufficient available housing and services before it can close the camp, and in the interim the city will give priority to long-term residents of the camp; provided, however, that if the city makes a written determination that an emergency exists, the city does not need to wait until there is sufficient available housing and services before it can close the camp.

Sec. 283-226. Offices; quorum; meetings.

(a) All contracts, agreements, resolutions and official communications of the CJPC shall be in writing and executed by these officers upon being authorized by motion passed by the CJPC by simple majority of its voting members present. In the event of a tie vote, the chairman shall cast an additional vote to break the tie.

(b) A quorum of the CJPC shall be five (5) voting members.

(c) The CJPC shall meet monthly at such place and time as may be set by the chairman and may meet at such other times and places as may be needed, called by the chairman for a particular purpose. Four (4) voting members may also call a meeting.

(d) Administrative support for the CJPC shall be provided by the ~~department office~~ of public health and safety.

Sec. 401-302. Public safety access to athletic contests.

(a) It shall be unlawful for a private, non-profit, or for profit organization sponsoring an athletic contest in any public venue to deny the Indianapolis metropolitan police ~~department of public safety~~ access credentials for any purpose while using public safety employees in any aspect of operational support of a game, contest or event associated with the organization, contest or event.

(b) The ~~director of the department of public safety~~ chief of the Indianapolis metropolitan police department shall determine the level of public safety personnel needed for the safety, planning and security of any credentialed event and the sanctioning body shall grant the appropriate access and number of credentials requested by the Indianapolis metropolitan police department of public safety.

(c) Credentials issued shall only be used for the purposes of providing safety, planning, and security. The sanctioning body shall grant the appropriate access and number of credentials requested by the ~~director of the department of public safety~~ chief of the Indianapolis metropolitan police department or designee.

(d) Denial of any requested level of access or failure to provide the appropriate number of credentials shall be cause for the Indianapolis metropolitan police department ~~of public safety~~ to charge back to the sponsoring organization the taxpayers cost for every public safety employee detailed to the event to ensure general public safety and security.

(e) It shall be unlawful for any credentials to be used for other than the purposes of public safety oversight, planning, response, staffing, and inspections permitted by this Code.

Sec. 536-705. Stop-work order.

Whenever the administrator of the bureau of construction services or the administrator's authorized representative discovers the existence of any of the circumstances listed below, he or she is empowered to issue an order requiring the suspension of the pertinent construction. The stop-work order shall be in writing and shall state to which construction it is applicable and the reason for its issuance. The stop-work order shall be posted on the property in a conspicuous place and, if conveniently possible, shall be given to the person doing the construction and to the owner of the property or his or her agent. The stop-work order shall state the conditions under which construction may be resumed.

- (1) Construction is proceeding in an unsafe manner, including, by way of example and not of limitation, in violation of any standard set forth in this chapter or any state rule pertaining to safety during construction;
- (2) Construction is occurring in violation of building standards and procedures or in such a manner that if construction is allowed to proceed, there is a reasonable probability that it will be substantially difficult to correct the violation;
- (3) Construction has been accomplished in violation of building standards and procedures and a period of time that is one-half (1/2) the time period in which construction could be completed, but no longer than fifteen (15) calendar days has elapsed since written notice of the violation or noncompliance was either posted on the property in a conspicuous place or given to the person doing the construction, without the violation or noncompliance being corrected;
- (4) Construction for which a building permit is required is proceeding without a building permit being in force; in such an instance, the stop-work order shall indicate that the effect of the order terminates if the required building permit is obtained;
- (5) Construction for which a building permit was issued more than thirty (30) days earlier is proceeding without there being in force applicable permits and approvals required by governmental units (including, but not limited to, Indianapolis metropolitan police department ~~of public safety~~, Indianapolis fire department, department of code enforcement, department of public works, Health and Hospital Corporation of Marion County, state department of health, state department of natural resources, state highway department) for compliance with standards for air quality, drainage, flood control, fire safety, vehicular access, and waste treatment and disposal on the real estate on which the structure is located; in such an instance, the stop-work order shall indicate that the order is applicable to all construction allowed by the building permit and that the effect of the order terminates if the required permits and approvals are obtained; or
- (6) Construction is occurring for which a certificate of appropriateness from the Indianapolis Historic Preservation Commission is required pursuant to IC 18-4-22-1 et seq., without a certificate of appropriateness being in force; in such an instance, the stop-work order shall indicate that the effect of the order terminates if the required certificate of appropriateness is obtained.

This sanction shall in no way limit the operation of penalties provided elsewhere in this chapter.

Sec. 591-224. Records and reports.

(a) Each fire department shall keep a record of all fires and the facts concerning them, including statistics as to the extent of fires and the losses sustained. Such reports shall be prepared into an annual summary and submitted to the jurisdictional fire chief. The annual summary, together with recommendations for change, shall be submitted, when requested, to the director of the ~~department~~ office of public health and safety or appropriate township trustee.

(b) The fire department shall maintain files containing reports of all properties that have been inspected, all orders issued, of all complaints and fires investigated, and the location of all buildings containing hazardous occupancies.

Sec. 621-120. Special parking privileges for certain persons or vehicles in certain locations.

(a) Notwithstanding any prohibitions or restrictions elsewhere in this chapter upon parking or temporary stops applicable to the general public, the following persons or vehicles are hereby granted the special parking privileges set out in this section, at and within the locations designated:

- (1) Any vehicles, so marked, of the city police department, the county sheriff, the state police and the United States Marshal, and no others, may park at any time, from 6:00 a.m. to 6:00 p.m., in the following locations:

Alabama Street, on both sides, from Maryland Street to Virginia Avenue;

Alabama Street, on the west side, from Washington Street to Pearl Street;

Alabama Street, on the west side, from Washington Street to Alabama Street;

Court Street, on the south side, from Alabama Street to New Jersey Street;

Delaware Street, on the east side, from Court Street to Market Street;

Market Street, on the south side, from Alabama Street to Delaware Street;

Maryland Street, on both sides, from Alabama Street to Delaware Street;

Pearl Street, on the south side, from Alabama Street to New Jersey Street;

Virginia Avenue, on both sides, from Maryland Street to Alabama Street.

- (2) Any vehicles owned by the state, and so marked or identified, and no others, may park, at any time in the following locations:

Georgia Street, on the north side, from a point 25 feet east of Meridian Street, to a point 113 feet east of Meridian Street;

Ohio Street, on the south side, from Capitol Avenue to Senate Avenue.

- (3) Any official vehicle of the United States Government so marked or identified, and no others, may park at any time in the following locations:

Louisiana Street, on the north side, from a point 63 feet west of Meridian Street, to a point 29 feet west of Meridian Street;

New York Street, on the south side, from Meridian Street to Pennsylvania Street;

and individual parking spaces within the aforesaid area may be assigned by the Senior Judge of the United States District Court for the Southern District of Indiana, or his designee.

- (4) Any official vehicle of any news media, which has been so authorized by the Indianapolis metropolitan police department of public safety, may park at any time in the following locations:

Court Street, on the south side, from Alabama Street to New Jersey Street;

Senate Avenue on the east side beginning at a point 248 feet south of the south curbline of Ohio Street and extending south to a point 382 feet south of the south curbline of Ohio Street;

Senate Avenue on the west side beginning at a point 260 feet south of the south curbline of Ohio Street and extending south to a point 340 feet south of the south curbline of Ohio Street;

Washington Street, on the north side, from a point 239 feet east of Delaware Street to a point 310 feet east of Delaware.

- (5) *Reserved.*

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- (6) Any vehicle so authorized by the county department of public welfare may park at any time for a period not to exceed thirty (30) minutes in the following locations:

South Meridian Street, on the east side, from a point 30 feet north of the north curblineline of East Georgia Street to a point 118 feet from the north curblineline of East Georgia Street.

- (7) Any privately owned vehicle used in transporting a person, who is a patron of the City Market, may park for one hour from 7:00 a.m. to 6:00 p.m. on any day in the following locations:

30 MINUTES

Market Street, on the north side, from Delaware Street to Alabama Street.

ONE HOUR

Alabama Street, on the west side, from Ohio street to Wabash Street.

Market Street, on both sides, from a point 114 feet east of Alabama Street to a point 114 feet west of New Jersey Street.

- (8) *Reserved.*

- (9) Any vehicle, so marked, as small claims court staff may park at any time in the following location:

Court Street, on the south side, from Delaware Street, to a point 72 feet west of the west curblineline of Delaware Street.

- (10) Any vehicle so marked with a U.S. Post Office, Caller Service parking permit, may park between 7:00 a.m. and 9:00 a.m. in the following location:

Meridian Street, on the east side, from a point 74 feet south of New York Street to a point 162 feet south of New York Street.

- (11) Any vehicles, so marked, of the city fire department, and no others may park at any time in the following locations:

Ohio Street, on the south side, from a point 190 feet east of West Street to a point 320 feet east of West Street.

New Jersey Street, on the east side, from a point 94 feet north of Massachusetts Avenue, to a point 52 feet south of North Street.

Monday—Friday
from 8:00 a.m. to 5:00 p.m.

North Street, on the south side, from New Jersey Street to East Street.

- (12) Any vehicle so authorized by the Indianapolis metropolitan police department of public safety may park at any time at the following locations:

College Avenue, on the east side, from 42nd Street to a point 130 feet north of 42nd Street;

Massachusetts Avenue, on the south side, from a point 588 feet northeast of St. Clair Street, to a point 686 feet northeast of St. Clair Street.

- (13) Any vehicles, so marked, the United States Marshal, and no others may park at any time at the following location:

New York Street, on the north side, from Meridian Street to Pennsylvania Street.

- (14) Any motorcycle may park at any time at the following locations:

Washington Street, on the north side, from a point 17 feet east of Layman Avenue, to a point 39 feet east of Layman Avenue.

(b) The department of public works shall cause appropriate signs to be erected and maintained at all locations designated in this section, giving notice of the reservation of parking therein to those persons or vehicles indicated in this section.

Sec. 811-212. Application for license.

(a) All applications for a license required by this article shall be made on forms designed by the license administrator and shall include the following information in addition to the information required in section 801-203:

- (1) The full name, business address and home address of the owner or manager of the alarm business; and
- (2) A telephone number at which the Indianapolis metropolitan police department ~~of public safety~~ can notify personnel of the alarm business of a need for assistance at any time.

(b) An alarm business shall promptly notify the license administrator in writing of any change in the information contained in the application form.

Sec. 836-5. Requirements for kennels, pet shops and stables; enforcement.

(a) In addition to the registration required by this chapter, all kennels, pet shops and stables in the city shall:

- (1) Be operated in such a manner as not to constitute a nuisance;
- (2) Provide an isolation ward for boarded animals that are sick or diseased, sufficiently removed so as not to endanger the health of other animals;
- (3) Keep all boarded animals caged or under the control of the owner or operator of the kennel, pet shop or stable;
- (4) With respect to all animals in the kennel, pet shop or stable, comply with all the requirements of the Code for the general care of animals; and
- (5) Comply with all applicable federal, state and local laws, and all applicable regulations adopted by the ~~city~~ Indianapolis metropolitan police department ~~of public safety~~.

(b) The owner or operator of all kennels and pet shops in the city shall:

- (1) At the time of purchase, notify the purchaser of all state and local laws that require an animal kept in the city to be vaccinated;
- (2) Retain the name, address and telephone number of the owner of each dog or cat boarded, and retain the name and address of each person selling, trading or giving any animal to the kennel or pet shop; and
- (3) Not sell animals that are unweaned or so young or weak that their sale would be injurious to the animals.

(c) The provisions of this section shall be enforced by the license administrator, and by the animal control division as provided in Article VI of Chapter 531 of the Code.

Sec. 941-2. - Police escorts for professional sports teams.

(a) Any professional sports team desiring a police escort shall obtain a permit from the Indianapolis metropolitan police department ~~of public safety~~ by filing an application ~~therefor with, and in the form prescribed by, the department of public safety upon the application form specified by the department.~~

(b) It shall be unlawful for any Indiana Law Enforcement Board certified agency or private security company to provide police escorts on city/county funded streets for professional sports team without the issuance of a permit by the Indianapolis metropolitan police department ~~of public safety~~.

(c) City and county agencies within the consolidated county shall not conduct police escorts for professional sports teams on city/county funded streets unless a permit is issued by the Indianapolis metropolitan police department ~~of public safety~~.

(d) Any professional sports team securing a police escort permit shall enter into an agreement to hold harmless the City of Indianapolis, County of Marion, their employees, agents, and elected officials and pay the fee specified in section 941-3. The issuance of the professional sports team permit shall be valid for twenty-four (24) hours.

SECTION 3. The following Sections of Chapter 986 of the "Revised Code of the Consolidated City and County," regarding special events hereby are amended by the deletion of the language that is stricken-through, and by the addition of the language that is underscored, to read as follows:

Sec. 986-107. General and specific criteria for issuance of special event license.

The license administrator may issue a license as provided for within this chapter, from a consideration of the application and from such other information as may otherwise be obtained, provided he or she finds the following:

- (1) Adequate traffic management will be provided for and that the special event will meet the requirements of the department of public works and the Indianapolis metropolitan police department ~~of public safety~~ for the safe and orderly movement of other pedestrian or vehicular traffic contiguous to its route or location;
- (2) Upon consultation with the Indianapolis metropolitan police department ~~of public safety~~, that the special event will not require the diversion of police, fire, or medical resources so as to have an immediate and adverse effect on the welfare and safety of persons in the city;
- (3) The concentration of persons, animals, or vehicles at the special event will not unduly interfere with proper fire and police protection or emergency services to, areas contiguous to the special event area;
- (4) The conduct of the special event is not reasonably likely to cause injury to persons or property;
- (5) Adequate sanitation and other required health facilities will be made available in or adjacent to any public assembly areas;
- (6) Adequate recycling or waste collection services will be provided in or adjacent to the special event zone; and
- (7) The special event, or activities conducted therein, will not conflict with any provision of Chapter 801 of this Code.

Sec. 986-110. Designation of special event zones and clean zones.

(a) For a licensed special event, the license administrator shall designate the duration and geographic boundaries of a special event zone upon consultation with the Indianapolis metropolitan police department ~~of public safety~~ and the department of public works. The boundaries of each special event zone shall be established in writing.

(b) For a licensed civic sponsored special event, the license administrator shall designate the duration and geographic boundaries of one or more special event zones upon consultation with the Indianapolis metropolitan police department ~~of public safety~~ and the department of public works. The license administrator may also designate one or more clean zones within the designated special event zone(s) boundaries. The boundaries of each zone shall be established in writing. Notification of the location, boundaries, and effective dates for each clean zone shall be provided to all affected property areas within seven (7) days of the adoption of each clean zone. Notification may be provided via the Department's website or mailing to all known property owners within the affected area.

Sec. 986-111. - Discretionary authority granted to license administrator.

(a) Notwithstanding any other provision of this Code, the license administrator may, upon cooperation with the Indianapolis metropolitan police department ~~of public safety~~ and the department of public works, suspend the use of loading zones authorized under Chapter 621 during a licensed special event. The license administrator shall notify any identified users of the suspension in writing.

(b) Notwithstanding any other provision of this Code, the license administrator may, upon cooperation with the Indianapolis metropolitan police department ~~of public safety~~ and the department of public works, authorize the bagging, blocking, or other use of parking meters in the city during a licensed special event. All applicable fees for the bagging, blocking, or use of parking meters shall be paid in the amount provided in Section 131-501 of the Code and deposited into

the parking meter fund. The applicant or other entity responsible for the special event shall pay all parking charges set forth in Section 621-225 of this Code associated with the use of parking meters, unless such charges are waived by the parking meter concession agreement, as defined in Section 621-100 of this Code, or are waived in accordance with the procedure and policy set forth in the operations plan required by the parking meter concession agreement.

(c) Notwithstanding any other provision of this Code, the license administrator may, upon cooperation with the Indianapolis metropolitan police department ~~of public safety~~ and the department of public works, authorize the temporary suspension, closing, or creation of any taxicab stands within the designated special event zone or clean zone during a licensed special event. Any temporarily suspended stands will be automatically reinstated and temporarily created stands will cease to exist after the duration of the licensed special event.

(d) Notwithstanding any other provision of this Code, the license administrator may, upon cooperation with the Indianapolis metropolitan police department ~~of public safety~~ and the department of public works, authorize the temporary creation or use of traffic lanes expressly reserved for the use of municipal vehicles and vehicles licensed under this chapter within the designated special event zone or clean zone during a civic sponsored special event. Any temporary created or used lanes will automatically revert to their normal operation upon the expiration of the licensed special event.

(e) Notwithstanding any other provision of this Code, the license administrator may authorize the temporary removal or relocation of individual newsracks placed in the public right-of-way according to Chapter 645 of the Code during a civic sponsored special event. Any individual modular newsracks temporarily removed or relocated will be reinstated after the designated duration of the licensed special event. The owner of any individual modular newsracks requiring temporary removal or relocation shall be moved by the owner of such newsrack.

(f) Notwithstanding any other provision of this Code, the license administrator may authorize the placing of temporary signage upon litter receptacles during a civic sponsored special event.

(g) Notwithstanding any other provision of this Code, the license administrator may authorize the creation and use of temporary residential parking areas within a special event zone or clean zone during a civic sponsored special event for the purposes of providing adequate residential parking for neighborhoods or for public safety purposes within the special event zone. Any temporary residential parking areas will cease to exist after the duration of the special event.

(h) Nothing in this section shall limit the ~~department of public safety's~~ Indianapolis metropolitan police department's ability to alter or restrict traffic patterns, street closures, or the bagging of parking meters in an emergency or other situation affecting public safety. Any such changes made by the Indianapolis metropolitan police department ~~of public safety~~ shall be immediately communicated to the department of code enforcement.

Sec. 986-205. Operating requirements for specific license types.

(a) *[Limited duration licenses.]* Limited duration licenses may only be issued pursuant to the restrictions provided in this section.

(b) *Temporary signs.*

- (1) All temporary signs shall refer to the event underlying the licensed civic sponsored special event or be affixed with an official emblem of said event.
- (2) Temporary sign area shall not exceed the actual façade of the structure to which the temporary sign is affixed,
- (3) Temporary signs will not be permitted on buildings that are abandoned, vacant, or declared unsafe by either Chapter 537 of the Code or IC 36-7-9.
- (4) Temporary signs will not be permitted on buildings or structures whose property taxes show a balance past due at the time of application.
- (5) License applicants must deposit funds or provide a bond of an amount to be determined by the license administrator that is sufficient to cover the cost of removal of the licensed temporary sign in the event that such sign is not removed within seven (7) calendar days after the completion of the designated civic sponsored special event. Deposited funds will be returned to licensees whose signs are removed within such seven-day period. Any temporary sign still in place after the expiration period will be considered an illegal sign, subject to citation and removal by the city, with the licensee or property owner to be responsible for the costs of such removal.

- (6) Temporary signs that are attached or suspended from a building, and that are constructed of cloth or other combustible material, shall be constructed in an approved manner and securely supported.
 - (7) Signs that are to be attached to a structure within an existing historic district under the jurisdiction of the Indianapolis Historic Preservation Commission must first obtain approval from the commission regarding the manner and method by which such signs are attached to the building.
 - (8) Projection type or light emitting diode signs must be directed away from and not negatively affect or disrupt neighboring hotels or residential buildings.
 - (9) Temporary signs shall be permitted on any permanent fixtures within the right-of-way, such as litter receptacles, utility poles and cabinets, benches and structures located at bus stops, and modular newsracks. Signs that are attached to the right-of-way must be erected or placed in a manner approved by the department of public works. Signs that are placed or laid on any sidewalk, street, or alley must be constructed of an approved material designed to prevent unstable footing in the event of precipitation. Signs placed or laid on any sidewalk, street, or alley must not be of a size larger than four (4) feet by four (4) feet.
 - (10) A-frame or T-frame signs shall meet the following provisions:
 - a. Only one such sign shall be permitted for each building entrance;
 - b. Such sign erected in front of a building shall be within twenty (20) feet of the building entrance;
 - c. Such signs shall be no larger than eight (8) square feet and shall not exceed four (4) feet in height, including the base of the sign;
 - d. Such signs shall remain five (5) feet or more from the curb of a public street and shall leave five (5) or more feet of effective walkway width unobstructed; and
 - e. Such signs shall be removed whenever the adjacent business is closed.
 - (11) Pedestrian information signs may be located on a sidewalk, street, alley, or other public place so long as eight (8) or more feet of effective walkway width remains available to passersby.
- (c) *Temporary structures.*
- (1) All erected structures shall be subject to the provisions of Chapter 536 of the Code.
 - (2) All tents erected pursuant to this chapter shall meet the following requirements:
 - a. Tents shall be frame, self-supporting style tents that shall comply with the applicable portions of building and fire codes adopted by the State of Indiana; and
 - b. Exterior signs may be permitted on tents within a special event zone or a clean zone, subject to the approval of the event sponsor and the issuance of a separate limited duration license by the bureau of license and permit services.
 - (3) Any temporary structure or tent that is to be attached to a structure within a historic district under the jurisdiction of the Indianapolis Historic Preservation Commission must first obtain approval from the Commission regarding the manner and method by which temporary structure or tent is attached to the building.
- (d) *Vacant structures.*
- (1) All vacant structures used as temporary sites for entertainment programming, the sale and service of food and beverages, and the sale of merchandise must comply with Chapter 536 of the Code, applicable portions of building and fire codes adopted by the State of Indiana, and applicable health codes.
 - (2) All vacant structures used for the purposes described above must be inspected by the department of code enforcement division of inspections and the Indianapolis fire department ~~of public safety~~ prior to occupancy, if required by the applicable building and/or fire codes.

- (3) No physical alteration, repair or removal of building elements on the exterior of a vacant structure within a historic district under the jurisdiction of the Indianapolis Historic Preservation Commission may be undertaken without first being granted approval by the commission. This includes, but is not limited to, painting, reglazing, replacing windows or doors, masonry or wood repairs, and removing or replacing light fixtures.
- (e) *Temporary transportation routes and taxi stands.*
 - (1) All vehicles using any temporary transportation route or taxi stand located within a special event zone must first pass an inspection conducted by the department of code enforcement division of inspections to ensure the safety of the vehicle's operation. Any vehicle currently licensed by the city as a public vehicle for hire under Chapter 996 of the Code or by a state regulatory agency shall not require inspection.
 - (2) All vehicles using any route or stand described above shall provide the bureau of license and permit services with a copy of any fare schedule to be used during the duration of the special event.

Sec. 986-207. General and specific criteria for limited duration license approval.

Except as otherwise provided in this chapter, applications for a limited duration license shall be evaluated by the license administrator based upon the following criteria:

- (1) Whether the proposed use is one consistent with and authorized by this chapter;
- (2) Whether the ingress and egress to the property, structure, and uses therein are adequate, with particular reference to pedestrian safety and convenience, traffic flow and control, and emergency access;
- (3) Whether the location, scale, design, and screening of refuse and the manner in which refuse is to be stored or collected is adequate;
- (4) Whether the number, size, character, location, and orientation of the proposed lighting for premises is sufficient, with particular reference to traffic safety, glare, and the compatibility and harmony with adjoining and nearby property and the character of the area;
- (5) Whether the availability and capacity of the utilities required, with particular reference to the location of connections and potentially adverse appearance on other adjoining and nearby property and character of the area are adequate;
- (6) Whether the adequacy of the on-site drainage, with particular reference to the effect on adjoining and nearby properties or on the general drainage systems in the area is adequate;
- (7) Whether the number of sanitary service facilities required for the size of the crowd expected and the number of accessible facilities required under the Americans with Disabilities Act is sufficient;
- (8) Whether the potentially adverse effects generally on the nearby properties, the area, and the neighborhood caused by the issuance of the limited duration license and the specific activity involved would be inimical to the public health, safety, and welfare; where such potentially adverse effects are found, consideration shall be given to special remedial measures appropriate in the particular circumstances of the case, including screening or buffering, hours of operation, alteration of proposed layout, or other such measures as required to assure that such potentially adverse effects are compatible and harmonious with other development in the area; and
- (9) Whether, upon consultation with the Indianapolis metropolitan police department ~~of public safety~~ or the department of public works, the effect of the proposed licensed activity would constitute a public safety risk or significantly impair the availability of municipal resources.

Sec. 986-302. Public conduct during parades.

(a) *Interference.* No person shall unreasonably hamper, obstruct, impede, or interfere with any parade or parade assembly or with any person, vehicle, or animal participating or used in a parade.

(b) *Driving through parades.* No driver of any vehicle shall drive between the vehicles or persons comprising a parade when the vehicles or persons are in motion and are conspicuously designated as a parade. Exception to this provision shall be made for any vehicle under the control or direction of an officer of the Indianapolis metropolitan police department ~~of public safety~~.

(c) *Parking on parade route.* The license administrator shall, upon consultation with the Indianapolis metropolitan police department ~~of public safety~~, have the authority, when reasonably necessary, to prohibit or restrict the parking of vehicles along a highway, street, alley, parking lot, or part thereof, constituting a part of the route of a parade or adjoining routes or areas deemed critical to the parade. Officers of the Indianapolis Metropolitan Police Department shall post signs to such effect, and it shall be unlawful for any person to park or leave unattended any vehicle in violation thereof.

Sec. 986-304. Criteria for special event license issuance specific to parades.

The bureau of license and permit services shall issue a special event license for a license including a parade when, from a consideration of the application and upon consultation with the Indianapolis metropolitan Police department ~~of public safety~~, and from such other information as may be obtained, shall find that:

- (1) The conduct of the parade will not substantially interrupt the safe and orderly movement of other traffic contiguous to its route;
- (2) The conduct of the parade will not require the diversion of so great a number of Indianapolis Metropolitan Police Department officers of the city to properly police the line of movement and the areas contiguous thereto as to prevent normal police protection to the city;
- (3) The conduct of the parade will not require the diversion of so great a number of ambulances as to prevent normal ambulance service to portions of the city other than that to be occupied by the proposed route and areas contiguous thereto;
- (4) The concentration of persons, animals and vehicles at assembly points of the parade will not unduly interfere with proper fire and police protection of, or ambulance service to, areas contiguous to such assembly areas;
- (5) The conduct of such parade will not interfere with the movement of firefighting equipment en route to a fire;
- (6) The conduct of the parade is not reasonably likely to cause injury to persons or property, to provoke disorderly conduct or create a disturbance;
- (7) The parade is scheduled to move from its point of origin to its point of termination expeditiously and without unreasonable delays en route;
- (8) The parade is not to be held for the sole purpose of advertising or promoting any commercial entity, its product or services, goods or event, and is not designed to be held purely for private profit; however, the prohibition against advertising or promoting any commercial entity, its product or services, goods or event shall not apply to signs identifying organizations or sponsors officially supporting the event, furnishing or sponsoring floats, or transportation for the parade. This provision shall not apply to any parade held for the benefit of any sports team or sports organization based in the city; or
- (9) The parade will not conflict with another licensed special event.

Sec. 986-305. Designated parade route.

(a) Except where the applicant for a parade permit demonstrates to the satisfaction of the license administrator, upon consultation with the Indianapolis metropolitan police department ~~of public safety~~ and the department of public works, that there are factors requiring an exception, all parades shall confine themselves to and follow this designated route: South on Pennsylvania Street from Saint Clair Street to Ohio Street; west on Ohio Street from Pennsylvania Street to Meridian Street; and north on Meridian Street from Ohio Street to Saint Clair Street. For the purposes of varying from the established parade route, special consideration shall be given to parades occurring within a neighborhood for the benefit of that neighborhood.

(b) Except where the license administrator, upon consultation with the Indianapolis metropolitan police department ~~of public safety~~ and the department of public works, determines that special circumstances make it unnecessary, traffic shall be excluded (during the time reserved for a parade) from the streets and alleys located within the area encompassed by Illinois Street on the west, Market Street and Monument Circle on the south, Delaware Street on the east, and Twelfth Street on the north. Provided, that traffic shall not be excluded from Illinois Street, Market Street, Monument Circle, Delaware Street, Twelfth Street, Eleventh Street or Interstate 65.

(c) Other provisions of this article notwithstanding, the license administrator, upon consultation with the department of public safety and the department of public works, may issue a permit and designate a parade route that includes Monument Circle for parades that have the ability to offer and deliver a split television feed for international distribution.

Sec. 986-402. ~~other~~ Other powers.

Nothing in this chapter shall act to limit or otherwise prohibit ~~the department of public safety or the Indianapolis Metropolitan Police Department~~ from exercising its respective authority as provided in this Code or the Indiana Code.

SECTION 4. The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 5. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provision or provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 6. This ordinance shall be in effect from and after its passage by the Council and compliance with IC 36-3-4-14.

PROPOSAL NO. 204, 2016. Councillor Johnson reported that the Rules and Public Policy Committee heard Proposal No. 204, 2016 on May 24, 2016. The proposal, sponsored by Councillor Lewis, adopts a fund balances policy for the City of Indianapolis. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Adamson asked after this goes into effect how their ability to access those funds in an emergency will be affected. Bart Brown, Chief Financial Officer, said that they can be tapped into in an emergency, but they would have to have a plan in place to replenish those funds to meet the thresholds.

Councillor Johnson moved, seconded by Councillor Adamson, for adoption. Proposal No. 204, 2016 was adopted on the following roll call vote; viz:

23 YEAS: Adamson, Clay, Coats, Evans, Fanning, Freeman, Gray, Holliday, Jackson, Johnson, Kreider, Lewis, Mascari, McHenry, McQuillen, Miller, Oliver, Osili, Pfisterer, Ray, Robinson, Sandlin, Scales
0 NAYS:
2 ABSENT: Cordi, Simpson

Proposal No. 204, 2016 was retitled GENERAL RESOLUTION NO. 5, 2016, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 5, 2016

A PROPOSAL FOR A GENERAL RESOLUTION to adopt a fund balances policy.

WHEREAS, the Government Finance Officers Association (GFOA) recommends that governments establish a formal policy on the level of unrestricted fund balance that should be maintained in the general fund for budgetary purposes; and

WHEREAS, the GFOA recommends that such a policy should be set by the appropriate policy body; and

WHEREAS, credit rating agencies look favorably upon municipalities with fund balance policies in place; and

WHEREAS, in order to comply with GFOA's recommendations and to protect the City's creditworthiness, the City seeks to implement a Fund Balances Policy; now, therefore:

June 6, 2016

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council, hereby adopts the Fund Balances Policy of the City of Indianapolis, and attached to this ordinance as EXHIBIT A.

SECTION 2. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provision or provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable. Any material changes to the attached Fund Balances Policy must be approved by resolution of the Council.

SECTION 3. This ordinance shall be in effect from and after its passage by the Council and compliance with Ind. Code § 36-3-4-14.

NEW BUSINESS

Councillor McHenry invited everyone to the Eagle Creek Park Garden Tour this Saturday. She said more information can be found on Eagle Creek Park's website. She added that there will be a Westside Chamber of Commerce Job Fair on Wednesday, June 15, 2016 from 10:00 a.m. to 2:00 p.m. at the Pike Performing Arts Center.

Councillor Sandlin stated that June 6, 1944 marks the invasion into Europe and turned the course of World War II. He said that it is fitting on this day to remember the great sacrifice that is made by all members of the military, past, present and future.

Councillor Jackson said that Housing and Urban Development (HUD) is partnering with My Brother's Keeper for a local initiative with a job fair and other resources for youth ages 16 to 24, such as mental health and housing, on June 10, 2016 from 12:00 noon to 3:00 p.m. She stated that those interested can call 317-890-9817 for more information.

ANNOUNCEMENTS AND ADJOURNMENT

The President said that the docketed agenda for this meeting of the Council having been completed, the Chair would entertain motions for adjournment.

Councillor McQuillen stated that he had been asked to offer the following motion for adjournment by:

- (1) All Councillors in memory of Melissa Hunt and Robert Clifford; and
- (2) Councillor Pfisterer in memory of Daniel Haston, Norman Shilling, Michael O'Connor, Roy West, Robert Seay, Donald Garcia and Robert Blackwell; and
- (3) Councillor Johnson in memory of Virginia Mercer; and
- (4) Councillor Miller in memory of Hugh Smith; and
- (5) Councillor Sandlin in memory of Mary Elizabeth Hyland Greulich; and
- (6) Councillor Coats in memory of Katherine Mary Wells.

Councillor McQuillen moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of by All Councillors in memory of Melissa Hunt, Robert Clifford, Robert Clifford, Daniel Haston, Norman Shilling, Michael O'Connor, Roy West, Robert Seay, Donald Garcia, Robert Blackwell, Virginia Mercer, Hugh Smith, Mary Elizabeth Hyland Greulich, and Katherine Mary Wells. He respectfully asked

the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the families advising of this action.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 8:20 p.m.

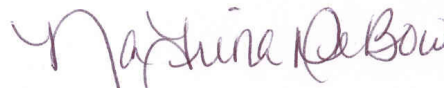
We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 6th day of June, 2016.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.



President

ATTEST:



Clerk of the Council

(SEAL)